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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF

THE STATE OF INDIANA,

DURING THE

FORTY-NINTH SESSION

OF THE

GENERAL ASSEMBLY,

COMMENCING THURSDAY, JANUARY 7TH, 1875.

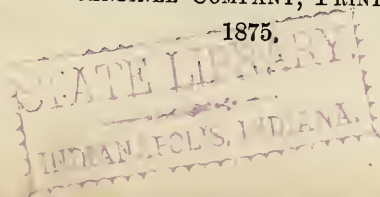
VOLUME II.

REGULAR AND SPECIAL SESSION.

INDIANAPOLIS:

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1875.



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INDIANAPOLIS, IND. A.A.
THURSDAY MORNING.

FEBRUARY 18, 1875, 10 o'clock.

The House met pursuant to adjournment, the Speaker in the chair.
The House was opened with prayer by Rev. Dr. Withrow.

The Journal of yesterday was read in part, when on motion of Mr. Kennedy of Montgomery the further reading thereof was dispensed with.

The House went into Committee of the whole for the further consideration of House Bill No. 345, pending which the Committee rose yesterday, Mr. Marvin of Boone in the chair.

The Committee rose and submitted the following report.

MR. SPEAKER:

The Committee of the Whole House having had under consideration House Bill No. 345, report the same back with following amendments:

First—In first section, strike out all from the word “Superintendent” in line 14.

Second—Place a period after the word “same” in line 29, a capital “A” at the beginning of the “and” and immediately thereafter.

Third—Amend 3 by striking the word “four” in line one and inserting “three” in lieu thereof. And the committee ask that they may be discharged, and further consideration of said bill be taken by the House.

House Bill No. 345, was read a third time by sections, and the amendments concurred in by the Committee of the Whole, were concurred in by the House.

M. Forkner moved to amend by striking out the repealing clause.

On motion of Mr. Williams of Brown, the motion was laid on the table.

Mr. Martin of Wells moved to strike out the emergency clause.

On motion of Mr. Marvin of Boone the same was ordered to lie upon the table.

Mr. Darnall moved to indefinitely postpone the bill.

Messrs. Darnall, and Marvin of Boone, demanded the ayes and noes.

The question being, shall the bill be indefinitely postponed?

Those who voted in the affirmative were,

Messrs. Anderson, Cantley, Collins, Crumpacker, Darnall, Favorite, Forkner, Glasgow, Harris of Wayne, Havens, Johnson of Carroll, Kennedy of Montgomery, Lanham, Leeper, Lincoln, Martin of Wells, Miller of Vanderburgh, Pfafflin, Ratliff, Ragan, Reeder, Ribble, Shaffer, Shortridge, Shugart, Smith, Taylor of Tip-ton, Thomas, Twibill, Walz, Washburn, Williams of Lawrence, Woody and Wynn—24.

Those who voted in the negative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Charters, Clark, Dale, Davison, Davis, Edwards, Emerson, Evans, Fulk, Gilbert, Gossman, Harris of Madison, Haynes, Highway, Heller, Henderson, Hopkins, Horn, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgan, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Trusler, Waterman, Willett, Williams of Brown and Mr. Speaker—58.

So the bill was not indefinitely postponed.

Mr. Darnall moved to adjourn.

Which motion did not prevail.

Mr. Marvin of Boone, moved the previous question.

Which motion prevailed.

The question being shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Rush, Collins, Dale, Davison, Davis, Edwards, Evans, Fulk, Gossman, Harris of Madison, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Waterman, Willett, Williams of Brown—50.

Those who voted in the negative were,

Messrs. Anderson, Brown of Jasper, Cantley, Clark, Crumpacker, Darnall, Emerson, Favorite, Forkner, Gilbert, Glasgow, Harris of Wayne, Havens, Johnson of Carroll, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Law, Lincoln, Martin of Franklin, Martin of Wells, Miller of Vanderburgh, Morgan, Pfafflin, Ratcliff, Ragan, Reeder, Ribble, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Trusler, Twibill, Walz, Washburn, Williams of Lawrence, Woody, Wynn and Mr. Speaker—42.

So the bill failed to pass for want of a constitutional majority.

The following message was received from the Senate:

MR. SPEAKER:

By direction of the Senate, I herewith transmit to the House of Representatives for the signature of the Speaker thereof. Enrolled act of the Senate No. 191, entitled an act to amend section fifty-one of an act entitled "An act to divide the State into circuits for judicial purposes, and fixing the time of holding courts therein, abolish-

ing the court of Common Pleas and transferring the business thereof to the Circuit Courts, and providing for the election of Judges and Prosecuting Attorneys in certain cases," approved March 6, 1873, and declaring an emergency.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate, to inform the House of Representatives, that the Senate has passed Engrossed Senate Bill No. 204, entitled "A bill providing for the location and erection of two Asylums for the Insane, and providing for the management thereof," and the same is herewith transmitted to the House of Representatives.

Leave of absence was granted Mr. Ames until to-morrow morning, on account of illness.

Leave of absence was granted to Mr. Burson until Monday next at 10 o'clock a. m.

Leave of absence was granted Mr. Crane until to-morrow morning at 10 o'clock.

Mr. Woody asked for leave of absence for Mr. Bearss until Monday next at 10 o'clock a. m.

Which leave was not granted.

On motion of Mr. Arnold, the House adjourned until 2 o'clock p. m.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

Mr. Davis offered the following joint resolution :

A Preamble and Joint Resolution in relation to the manufacture of Polished Plate Glass, in the State of Indiana.

WHEREAS, The manufacture of Polished Plate Glass having engaged the attention of American manufacturers for a number of years, and millions of dollars having been invested in such enterprise, and every such effort having ended in bankruptcy and ruin to the projectors, because of powerful combinations in Europe, united for the purpose of crushing out all such attempts in America, and the inadequate protection afforded this great branch of industry ; and,

WHEREAS, Within a few years past a company of gentlemen in a few years past a company of gentlemen in our own State at New Albany, have again attempted to establish the branch of manufactures, and are now successfully prosecuting the same, having invested in it over a million of dollars ; and,

WHEREAS, The foreign manufacturers of polished plate glass have united and publicly say, " We have had a long and profitable trade in America. We can afford and will sell polished plate glass for years at a loss rather than yield this trade to American manufactures ;" and,

WHEREAS, Our State has again become the pioneer in this struggle to save this country millions of dollars now lost in the importation of this article ; and,

WHEREAS, It is due to the struggling enterprise that this General Assembly should step forward with words of encouragement and sympathy and do what it can toward protecting it ; and,

WHEREAS, Hon. W. C. DePauw, proprietor of the State Glass Co., at New Albany, says : " I am making plated glass here ; have over a million of dollars invested therein, and am fighting this battle for America and Americans solitary and alone. My losses thus far have aggregated over \$300,000, but this year I am glad to say are reduced to \$35,000 (against a loss of \$102,000 in 1873), and with such aid as I am fairly entitled to from the Government, I can win this battle for America, and put on a permanent basis a business that in a few years will employ tens of thousands of men and reduce our imports many millions of dollars. A reduction of duty

would be death to this and all other attempts in America. But if the law be so modified as more effectually to guard against frauds, present duties slightly increased, if honestly collected, will protect American manufactures. The opinion is very wide spread that under the present system of rebate and drawbacks the Government gets but a small part of the duty. If, therefor, the law be so modified as that all glass under 24 by 60 should pay $22\frac{1}{2}$ cents per square foot, and all over 24 by 60 should pay 45 cents per square foot (present tariff) without any rebate, drawback or reduction of any kind on pretense of or for any article, breakage, or otherwise, I think the revenue would be double, and American manufactures fairly protected." Therefore,

Be it resolved by the General Assembly of the State of Indiana, That our Senators in Congress be instructed and our Representatives be respectfully requested to use their best efforts to procure such legislation by Congress as will give the necessary protection as herein requested ; and be it further

Resolved, That His Excellency, the Governor be, and he is hereby requested to forward to each of our Senators and Representatives in Congress copies of the foregoing preamble and resolutions.

Mr. Davis moved to suspend the rules that the joint resolution be read a second time now.

The question being, shall the rules be suspended ?

Those who voted in the affirmative were,

Messrs. Anderson, Barney, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Charters, Clark, Crumpacker, Darnall, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Harris of Madison, Harris of Wayne, Haynes, Highway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart,

Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Twibill, Walz, Washburn, Willett, Williams of Brown, Williams of Lawrence and Mr. Speaker—72.

No one voting in the negative.

So the rules were suspended.

Mr. Davis moved to suspend the rules, and that the Joint Resolution be read a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Charters, Clark, Collins, Crumb-packer, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightley, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Ratliff, Reagan, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—89.

No one voting in the negative.

So the rules were suspended.

The question being, shall the resolution pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bellows, Bence, Brown of

Jasper, Brown of Rush, Caldwell, Charters, Clark, Collins, Crum-
 packer, Dale, Darnall, Davis, Edwards, Emerson, Evans, Favorite,
 Forkner, Fulk, Gilbert, Glasgow, Harris of Madison, Harris of
 Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins,
 Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly,
 Kennedy of Marion, Kennedy of Montgomery, Kennedy of
 Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Marvin
 of Boone, Marvin of Fountain, Miler of Parke, Miller of Van-
 derburgh, Montgomery, Morgan, McCord, Osborn, Pyeatt, Pfafflin,
 Ratliff, Ragan, Reddick, Reeder, Ribble, Roseberry, Shaffer, Short-
 ridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton,
 Thomas, Thompson of Henry, Trusler, Twibill, Williams of Brown,
 Williams of Lawrence, Woody and Wynn—74.

Those who voted in the negative were,

Messrs. Cantley, Davison, Gossman, Law, Martin of Wells,
 McFadden, McMichael, Ramsey, Romine, Shaw, Walz, Wash-
 burn, Waterman and Willett—14.

So the Joint Resolution was passed.

Mr. Martin of Wells offered the concurred resolution :

*Resolved by the House of Representatives of the General Assembly
 of the State of Indiana, the Senate concurring, That the thanks
 of this General Assembly are due to Mrs. Sarah A. Oren,
 State Librarian, for the able, impartial and effective manner in
 which she has discharged her official duties during her continuance
 in that important public station.*

Which resolution was adopted.

Mr. Martin of Wells introduced

House Bill No. 418. An act to amend section 5 of an act entitled,
 "An act to provide for the election of a Reporter of the Supreme
 Court," approved February 5, 1852.

Which was read a first time.

Mr. Heller offered the following concurrent resolution :

Be it Resolved by the House of Representatives, the Senate concurring therein, That the Senate and House of Representative meet in Joint Convention in the hall in the House of Representatives, at 10 o'clock a. m., on Wednesday, the 24th day of February, A. D. 1875, for the purpose of electing one Trustee for the Blind Asylum.

Which was adopted.

Mr. Heller offered the following concurrent resolution :

Be it Resolved by the House of Representatives, the Senate concurring therein, That a special committee of three on the part of the House and two on the part of the Senate, be appointed to proceed to the State Prison South, and proceed with the investigation recently begun by the regular Committees of the House and Senate, and such three men from the House and two from the Senate to continue such investigation shall be of diverse politics, and selected from the standing committees of the House and Senate.

Which was adopted.

Mr. Williams of Brown, introduced

House Bill No. 419. An act prescribing some of the duties of County Treasurers, Auditors, and County Commissioners, providing for semi-annual settlements of County Treasurers, and fixing penalties for violations thereof.

Which was read a first time.

Mr. Williams of Brown, introduced

House Bill No. 420. An act to amend section 1 of "an act fixing the salary of the State Librarian, and other matters properly connected therewith," approved December 20, 1865.

Which was read a first time.

Mr. Williams of Brown, introduced

House Bill No. 421. An act to repeal section 4 of the acts of 1873, in relation to the State Normal School.

Which was read a first time.

Mr. Marvin of Boone, introduced

House Bill No. 422. A bill concerning domestic animals running at large, and the trespasses committed by such animals.

Which was read a first time.

Mr. Marvin of Boone, introduced

House Bill No. 423. An act to amend an act entitled, "An act to amend an act providing for the election or appointment of Supervisors of highways and prescribing certain of their duties and those of county and township officers in relation thereto, approved March 5, 1859," approved December 20, 1865, and to amend an act entitled, "An act providing for the election or appointment of Supervisors of highways, and prescribing certain of their duties and those of county and township officers in relation thereto," approved March 5, 1859, and to provide for levying of certain road taxes by the several Boards of County Commissioners in the State.

Which was read a first time.

Mr. Marvin of Boone, presented four petitions from citizens of Switzerland county upon the subject of prisoners working out fines.

Which were referred to the Committee on Rights and Privileges.

Mr. Marvin of Boone, presented a petition on the subject of temperance.

Which was referred to the Committee on Temperance.

Mr. Williams of Brown, offered the following resolution:

WHEREAS, Two-thirds of the time of the present session of the General Assembly has now passed without any report from the Committee on the subject of fees and salaries, generally; and,

WHEREAS, The tax-payers of the State of Indiana are expecting, and have a just right to expect, that prompt action be had upon that subject by the present General Assembly ; and,

WHEREAS, A longer delay in the matter may endanger the fate of any bill reported on that subject ; therefore,

Resolved, That the Committee on Fees and Salaries are hereby instructed to report to this House the result of their labors and conclusions, by bill or otherwise, on to-morrow morning.

Which resolution was adopted.

Mr. Burson introduced

House Bill No. 424. An act to prevent extortionate charges for, and unjust discrimination in, the transportation of freights by railroad companies and other common carriers, and to provide a remedy where such extortion or discrimination is practiced, and for the arrangement of claims.

Which was read a first time.

Mr. Bence introduced

House Bill No. 425. An act to amend section nine of an act entitled "An act regulating the fees of officers and providing penalties for its violation, repealing certain acts therein named and providing duties to be performed by State, county and township officers and matters properly connected therewith, and declaring an emergency."

Which was read a first time.

Mr. Caldwell offered the following resolution :

Resolved, That the State Librarian be requested to place upon the desk of each member of this House one copy of the Annual Reports for 1873.

Which was adopted.

Mr. Waterman introduced

House Bill No. 426. An act providing for the publication of certain statement of receipts and expenditures, and matters properly connected therewith.

Which was read a first time.

Mr. Barney moved to take up House Bill No. 55, and put the same upon its passage.

Which motion did not prevail.

Mr. Arnold moved to reconsider the vote on House Bill No. 143.

The ayes and noes were demanded.

The question being shall the vote be reconsidered.

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Collins, Crumpacker, Gossman, Harris of Madison, Havens, Heighway, Heller, Henderson, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, McMichael, Nash, Osborn, Patterson, Ramsey, Reddick, Reno, Romine, Shaw, Snyder, Taylor of Daviess, Thompson of Marion, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence—39.

Those who voted in the negative were,

Messrs. Anderson, Bence, Caldwell, Cantley, Charters, Clark, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harris of Wayne, Havens, Hopkins, Jackson, Kennedy Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Pyeatt, Pfafflin, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaffer, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Woody, Wynn and Mr. Speaker—53.

So the vote was not reconsidered.

Mr. Martin of Franklin introduced,

House Bill No. 427. An act to legalize the incorporation of the town of Mt. Carmel, Franklin County, Indiana, and the official acts of the several boards of trustees of said town, and all the officers of said corporation, under a special act for the incorporation of said town, passed by the Legislature of the State of Indiana, in the year 1843, defining these powers, providing for the election of officers thereof, and declaring their duties, and all by-laws, rules, regulations and proceedings adopted in pursuance thereof.

Which was read a first time.

Mr. Martin of Franklin introduced

House Bill No. 428. An act to amend section seven of an act entitled "An act authorizing the assessment of lands for plank, macadamized and gravel road purposes, prescribing the manner of assessing and collecting the same, and repealing the law on that subject," approved March 11, 1867. Approved May 14, 1869.

Which was read a first time.

Mr. Fulk offered the following resolution :

HEREAS, In view of the fact that two-thirds of the present session having now passed, and of the great amount of business that remains to be transacted,

Resolved, Therefore, that the House meet at nine o'clock each morning hereafter.

Which resolution was adopted.

Mr. Ramsey introduced

House Bill No. 429. An act to amend section one of an act approved February 20, 1867, amendatory of an act entitled "An act providing for the election and qualification of justices of the peace, and defining their jurisdiction powers and duties in civil cases," approved June 9, 1852.

Which was read a first time.

Mr. Ramsay introduced

House Bill No. 430. An act to amend section 4 of an act approved March 5, 1859, amending section 10 of an act providing for the election or appointment of supervisors of highways, and prescribing their duties, and that of county and township officers in relation thereto, approved December 20, 1865.

Which was read a first time.

Mr. Morgan introduced

House Bill No. 431. An act to legalize the assessment and collection of taxes in the town of Danville, Hendricks county, Indiana, for the year 1874.

Which was read a first time.

Mr. Forkner introduced

House Bill No. 432. A bill to amend sections 6 and 7 of an act entitled, "An act authorizing the construction of plank, macadamized and gravel roads," approved May 12, 1852.

Which was read a first time.

Mr. Hopkins introduced

House Bill No. 433. An act regulating the manufacture and sale of illuminating gas, for the protection of gas consumers, establishing the office of gas commissioners, and defining the duties, providing for his election, and prescribing certain duties of gas-light companies.

Which was read a first time.

Mr. Hopkins introduced

House Bill No. 434. An act providing for and regulating the employment of apprentices, and providing for penalties in relation thereto.

Which was read a first time.

Mr. Thompson of Marion, presented the claim of Peter Fee.

Which was referred to the Committee on Claims.

Mr. Kennedy of Montgomery, presented the claims of Cast, Cones & Co.

Which was referred to the Committee on Claims.

Mr. Kennedy of Montgomery introduced

House Bill No. 435. An act providing for the removal of county, township, city and town officers, for corruption, incapacity, or a failure to perform official duties.

Which was read a first time.

Mr. Kennedy of Montgomery introduced

House Bill No. 436. A bill to provide for the payment of unclaimed fees in the hands of officers, and persons into the State Treasury for the use of common schools, and providing penalties for the violation thereof.

Which was read a first time.

Mr. Kennedy of Montgomery introduced

House Bill No. 437. An act to amend section twenty-three of an act entitled "An act concerning the partitions of lands," approved May 20, 1852, and adding a supplemental section thereto.

Which was read a first time.

Mr. Kennedy of Montgomery introduced

House Bill No. 438. An act providing for the improvement and repair of highways.

Which was read a first time.

Mr. Ames introduced

House Bill No. 439. An act to create a system of working and keeping in repair public highways, bridges, crossings and culverts, and abolishing the present office of supervisor, and making provisions for one officer, who shall have control over the highways, bridges and culverts of his township, and providing compensation, etc.

Which was read a first time

Mr. Crumpacker presented a petition on the subject of Wolfe River Harbor.

Which was referred to the Committee on Judiciary.

Mr. Edwards introduced

House Bill No. 440. An act to legalize the Board of Trustees of the town of Bainbridge, Putnam county, and all official acts of said Board, and in pursuance of an act for the incorporation of towns, defining their powers, providing for the election of officers thereof, and declaring their duties, approved June 11, 1852.

Which was read a first time.

Mr. Patterson introduced

House Bill No. 441. An act to amend an act entitled an act to amend the second section of an act entitled "An act concerning the organization and perpetuity of voluntary associations and repealing an act entitled an act concerning the organization of voluntary associations, and repealing former laws in reference thereto," approved February 12, 1855, and repealing each act repealed by said act and authorizing gifts or devises by will to be made to any corporation or purposes contemplated by this act, approved February 20, 1867, and declaring an emergency, approved December 19, 1872.

Which was read a first time.

Mr. Glasgow introduced

House Bill No. 442. An act to authorize the Board of County Commissioners to sell and convey vacated public squares.

Which was read a first time.

Mr. Leeper offered the following resolution :

Resolved, That the four hundred copies of the Governor's communication relative to the Wabash and Erie Canal, printed by order of the House, be distributed equally among the members of this body.

Which resolution was adopted.

Mr. Leeper offered the following resolution :

Resolved, That the Committee on Canals be instructed to inquire as to what legislation, if any is necessary, on the subject touched upon in the the Executive communication relating to the Wabash and Erie Canal, and to report to this body as soon as practical, by bill or otherwise.

Which was adopted.

Mr. Leeper presented a petition on the subject of Insurance.

Which was referred to the Committee on Insurance.

Mr. Pfafflin introduced

House Bill No. 443. An act to authorize the United States to procure by purchase or condemnation lands within this State, in certain cases and ceding jurisdiction over the same.

Which was read a first time.

Mr. Pfafflin introduced

House Bill No. 444. An act to provide for the appointment of Justices of the Peace in cases of vacancy.

Which was read a first time.

Mr. Pfafflin presented a petition on the subject of the abolition of the Vanderburgh Criminal Circuit Court.

Which was referred to the Committee on the Organization of Courts of Justice.

Mr. Pfafflin offered the following resolution:

Resolved, That the Committtee on Ways and Means be, and they are hereby instructed to inquire into the expediency of appropriating the sum of one thousand dollars for the use of the commission for the improvement of the Ohio river, to be expended as may be directed by said committee; the same to be incorporated in the special appropriation bill.

Mr. Miller of Vanderburgh, introduced

House Bill No. 445. An act for the protection of passengers on railroads.

Which was read a first time.

Mr. Miller of Vanderburgh, introduced

House Bill No. 446. An act to provide that all unclaimed county orders shall be paid into the county library fund.

Which was read a first time.

Mr. Gilbert introduced

House Bill No. 447. An act providing for free libraries in cities, incorporated towns and civil townships.

Which was read a first time.

Mr. Ratliff introduced

House Bill No. 448. An act to amend the 44th section of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this

State, to abolish distinct forms of actions at law and to provide for the administration of justice in a uniform mode of pleading and practice without distinction between law and equity."

Which was read a first time.

Mr. Harris of Wayne, presented a petition on the subject of temperance.

Which was referred to the Committee on Temperance.

Mr. Collins introduced

House Bill No. 449. An act authorizing the trustees of incorporated towns to sell, vacate lots and commons in certain cases.

Which was read a first time.

Mr. ——— introduced

House Bill No. 450. An act to amend section 9 of an act providing for the election and qualification of justices of the peace, and defining their jurisdiction, powers and duties in civil cases, approved June 9, 1852, and declaring an emergency.

Which was read a first time.

Mr. Taylor of Tipton, introduced

House Bill No. 451. An act declaring it unlawful to get on or off cars, etc., and declaring an emergency.

Which was read a first time.

Mr. Horn moved to lay the bill upon the table.

Which motion did not prevail.

Mr. Caldwell introduced

House Bill No. 452. An act to amend section one of an act

entitled "An act authorizing the Governor, Auditor and Treasurer of State to make a temporary loan."

Which was read a first time.

Mr. Shaffer moved that House Bill No. 172, be taken up and read a third time.

Which motion did not prevail.

Mr. Williams of Brown, presented the memorials and resolutions of Bethel Grange No. 182, on the subject of rates of freight on railroads.

Which was referred to the Committee on Railroads.

Mr. Martin of Wells, moved to reconsider the vote taken on the recommittal of House Bill No. 304, to the Committee of Judiciary.

Mr. Marvin of Boone, moved to lay the motion on the table.

Messrs. Willett and Waterman, demanded the ayes and noes.

The question being, shall the vote be reconsidered ?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Crumpacker, Davison, Emerson, Evans, Favorite, Fulk, Gilbert, Harris of Madison, Heller, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Ramsey, Reeder, Reno, Romine, Roseberry, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—56.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Bence, Clark, Collins, Dale, Darnall, Davis, Edwards, Forkner, Glasgow, Gossman, Harris of Wayne, Havens, Haynes, Hopkins, Keightly, Lincoln, Marvin of Boone, Miller of Vanderburgh, McFadden, Patterson, Pyeatt, Pfafflin, Ratliff, Ragan, Reddick, Ribble, Shaffer, Shaw, Walz and Washburn—32.

So the vote was reconsidered.

The question then being, shall the bill be recommitted to the Judiciary Committee with special instructions?

Mr. Martin of Wells, offered the following amendment to said motion to recommit:

Recommit the bill to the Committee on Rights and Privileges with instructions to so amend as to compel the fencing of unfenced railroad tracks, in four years, at the rate of one-fourth of the entire length, unfenced in miles each year, from the taking effect of this act, so that each fourth thereof shall be a complete fence as fast as such fourth is completed, and report on Monday next at nine o'clock.

Messrs. Willett and Waterman demanded the ayes and noes.

The question being, on the adoption of the amendment to the amendment.

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Charters, Clark, Collins, Crumpacker, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Harris of Madison, Harris of Wayne, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Latham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of

Parke, Montgomery, Morgan, McCord, McFadden, McMichael Nash, Osborn, Patterson, Pyeatt, Pfaffin, Ramsey, Ratliff, Ragan Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—84.

Those who voted in the negative were,

Messrs. Anderson, Cantley, Dale, Forkner, Gossman, Havens, Miller of Vanderburgh, Shaw, Washburn—9.

So the bill was recommitted to the Committee on Rights and Privileges.

Leave of absence was granted to the Committee on Scientific and Benevolent Institutions until Saturday next, for the purpose of visiting the Soldiers' Orphans' Home at Knightstown.

The message of the Governor, in relation to the New Albany Glass Works, was referred to the Committee on Manufactures and Commerce.

The Senate concurrent resolution in regard to the appointment of a committee of thirteen to re-district the State for Judicial purposes, was read and, on motion, of Mr. Arnold ordered to lie upon the table.

Engrossed Senate Bill No. 204, an act providing for the location and erection of two Asylums for the Insane, and providing for the management thereof.

Which was read a first time.

On motion of Mr. Davis, the House adjourned until to-morrow morning at 10 o'clock.

DAVID TURPIE,

Speaker.

FRIDAY MORNING.

FEBRUARY 19, 1875—9 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the chair.

The Journal of yesterday was read in part, when, on motion of Mr. Edwards, the further reading thereof was dispensed with.

SPECIAL ORDER.

The hour having arrived for the consideration of the minority report of the Committee on Benevolent and Scientific Institutions, in regard to the location of the Insane Hospital, the same was taken up.

Mr. Darnall moved to indefinitely postpone said report, which motion did not prevail.

Mr. Havens moved to lay the report on the table, which motion prevailed.

Mr. Kennedy of Montgomery, submitted the following report from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 411, providing the manner in which satisfaction of judgments may be entered of record, have duly considered the same, and recommend that the words, "entering of record" be inserted in the title after the word "for," in the first line, and that the bill when so amended be passed.

Which was concurred in, and the bill ordered engrossed.

Mr. Darnall was called to the chair.

The Committee on Judiciary submitted the following report :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 324, providing for the manner in which gravel roads may be sold on execution, and giving the purchaser thereof title to the franchises, have duly considered the same and recommend it be passed.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 362, concerning the settlement of decedents estates, have duly considered the same and recommend its passage.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 395, to enable creditors to attach debts, deposits, etc., have considered the same and recommend that the same be laid upon the table.

Which report was concurred in and the bill ordered to lie upon the table.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 396, limiting the powers of Town Trustees to create debts, have

examined the same and recommend that the same be laid upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 397, abolishing capital punishment, have duly considered the same and recommend that the same be laid upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 394, concerning the separate property of married women, have duly examined the same and recommend that the same be laid upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was made from the Committee on Judiciary .

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 370, have duly considered the same, and recommend that the bill be laid upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 473, in regard to the assessment of property in cities, have duly considered the same and recommend that the bill be laid upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 310, entitled "An act to legalize bonds, and other obligations, issued by cities, in aid of the construction of court houses within their limits," have had the same under consideration, and directed me to report said bill back to the House with the recommendation that it do pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 328, being an act defining the crime of professional thief, and affixing penalties, have had the same under consideration, and directed me to report said bill back to the House with the recommendation that it be laid upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Judiciary Committee, to whom was referred House Bill No. 331, entitled "An act to provide that judges may, in vacation, dissolve injunction or restraining orders heretofore granted, have had the same under consideration, and have directed me to report the same back with the recommendation that it pass.

Which report was concurred in and the bill ordered to be engrossed.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 339, being an act for the organization of manufacturing companies, have had the same under consideration, and I am directed to return said bill with the recommendation that the bill do pass.

Which report was concurred in.

Mr. Leeper moved to suspend the order of business, consider House Bill No. 339 engrossed, and put the same upon its passage.

Which motion did not prevail, and the bill was ordered to be engrossed.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 264, a bill providing for the appeals from the decisions of Boards of Commissioners, have had the same under consideration,

and have directed me to report the same back with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Judiciary :

MR. SPEAKER:

The Committee on Judiciary, to whom was referred House Bill No. 155, introduced by Mr. Kennedy of Montgomery, have had the same under consideration, and have directed me to report the same back with the recommendation that it lie on the table.

Which report was concurred in, and the bill ordered to lie upon the table.

Mr. Forkner, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER:

The Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 60, have had the same under consideration, and have directed me to report the same back with the recommendation that it lie on the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was made from the Committee on Judiciary :

MR. SPEAKER:

The Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 130, have had the same under consideration, and have directed me to report the same back to the House with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

Mr. Forkner from the Committee on Judiciary, submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 137, have had the same under consideration, and have directed me to report the same back to the House with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The Committee on Judiciary submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 122, introduced by Mr. Kennedy of Montgomery, have had the same under consideration and have directed me to report said bill back to the House with the following amendments :

First—That the title of the bill be amended by inserting the article “a” between the words “by” and “jury,” and by striking out thereof the words “two-thirds of the jury,” and inserting in their stead the words “of twelve, ten of the jury.”

Second—That section one of said bill be amended by striking out of line four the word “two-thirds” and inserting the words “ten” in their stead, and by striking out of line five the same words where they occur and inserting in their stead the word “ten.”

Third—That section two be amended by striking out thereof, where they occur, the words “two-thirds” and inserting in their stead the word “ten.”

Fourth—That said bill, when so amended, do pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Judiciary:

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 250, being “An act fixing the number of petit jurors, grand

jurors," etc., have had the same under consideration and directed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Which report was concurred in, and the bill indefinitely postponed.

The Committee on Judiciary made the following report:

MR. SPEAKER:

The Committee on Judiciary, to whom was referred House Bill No. 317, introduced by Mr. Williams of Lawrence, have had the same under consideration, and have directed me to report said bill back to the House, with the following recommendations:

First—That said bill be amended by adding thereto the following words: "*Provided*, that either party may have a new trial before such Justice, as a matter of right, within five days after the rendition of judgment in any cause, by paying or confessing judgment for all costs accrued in such cause up to the time such new trial is demanded."

Second—That said bill, when so amended, do pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Judiciary:

MR. SPEAKER:

The Committee on Judiciary, to whom was referred House Bill No. 303, introduced by Mr. Kennedy of Montgomery, have had the same under consideration, and have directed me to report the same back to the House for its action thereon, without any recommendation from the Committee.

Which report was concurred in.

Mr. Crumpacker moved to lay the bill on the table.

Which motion did not prevail.

Mr. Kennedy of Montgomery, moved that the bill be ordered to its engrossment.

Which motion did not prevail.

Mr. Havens moved that the bill be indefinitely postponed.

Mr. Arnold moved the previous question.

Which prevailed.

The question being, shall the bill be indefinitely postponed?

Messrs. Kennedy of Montgomery and Havens demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Arnold, Bellows, Bence, Brown of Jasper, Brown of Rush, Cantley, Collins, Crumpacker, Davison, Davis, Emerson, Evans, Forkner, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Keightly, Lanham, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McFadden, McMichael, Pyeatt, Ramsey, Reddick, Reno, Romine, Shaw, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Walz, Williams of Brown and Wynn—47.

Those who voted in the negative were,

Messrs. Charters, Clark, Dale, Darnall, Edwards, Favorite, Fulk, Gilbert, Glasgow, Heighway, Jackson, Johnston of Carroll, Johnson of Dearborn, Kennedy of Montgomery, Kennedy of Morgan, Law, Leeper, Lincoln, Miller of Vanderburgh, Morgan, Nash, Osborne, Pfafflin, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Thomas, Thompson of Marion, Trusler, Twibill, Waterman Willet, Williams of Lawrence and Woody—38.

So the bill was indefinitely postponed.

The following report was made from the Committee on Judiciary.

MR. SPEAKER :

The Committee on Judiciary to whom was referred House Bill No. 243, introduced by Mr. Ames of Lake county, providing for the prosecution of criminals, have considered the same and report it back, with the recommendation that it lie upon the table.

Which report was concurred in, and the bill ordered to lie on the table.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 281, regulating the number of jurors in trials before Justices of the Peace, have considered the same and recommend that it lie upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 294, introduced by Mr. Snyder of Marshal, providing for an amendment of section 467 of the practice act, report the same back with the recommendation that it lie on the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The Committee on Judiciary submitted the following report :

MR. SPEAKER :

I am directed by the majority of the Committee on Judiciary to

report back House Bill No. 351, introduced by Mr. Kennedy of Marion, providing for the election of Trustees for the Benevolent Institutions, with the recommendation that it lie upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

Mr. Martin of Wells, from the Committee on the Judiciary submitted the following report :

MR. SPEAKER :

I am directed by the majority of the Committee on Judiciary to report back House Bill No. 352, introduced by Mr. Miller of Parke, prescribing the duties of common carriers in handling goods, with the recommendation that it lie upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

Mr. Martin of Wells from the Judiciary Committee, submitted the following report :

MR. SPEAKER :

I am directed by the majority of the Committee on Judiciary to report back House Bill No. 346, introduced by the Committee on Benevolent and Scientific Institutions, providing that an Asylum for Inebriates, with the recommendation that it lie upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

Mr. Martin of Wells, from the Judiciary Committee, submitted the following report .

MR. SPEAKER :

I am directed by the majority of the Committee on Judiciary to report back House Bill No. 355, introduced by Mr. Glasgow, amending the act relative to the partition of lands, with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

Mr. Martin of Wells, from the Judiciary Committee, submitted the following report :

MR. SPEAKER :

I am directed by the majority of the Committee on the Judiciary to report back House Bill No. 360, introduced by Mr. Havens, regulating appeals from justices, with the recommendation that it lie upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was made by Mr. Martin of Wells, from the Committee on Judiciary :

MR. SPEAKER :

I am directed by the Committee on the Judiciary to report back House Bill No. 364, introduced by Mr. Leeper of St. Joseph, supplemental to an act providing for the incorporation of cities, with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Banks :

MR. SPEAKER :

The Committee on Banks, to whom was referred Senate Bill No. 67, having had the same under consideration, have directed me to report that as the same subject is fully covered by a bill that has passed the House, that the aforesaid Senate Bill No. 67 do lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Banks :

MR. SPEAKER :

Your Committee, to whom was referred Senate Bill No. 81, have had the same under consideration, and have directed me to report

that a bill has passed the House which fully covers the same subject, that the aforesaid Senate Bill No. 81, do lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Banks :

MR. SPEAKER :

The Committee on Banks, to whom was referred House Bill No. 409, have had the same under consideration, and report the bill back with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The Committee on Education submitted the following report :

MR. SPEAKER :

Your Committee, to whom was referred House Bill No. 372, have had the same under consideration, and have directed me to report the same back to the House with the recommendation that it do lie upon the table.

Which report was concurred in, and the bill so ordered.

The Committee on Education submitted the following report :

MR. SPEAKER :

The Committee on Education, to whom was referred Engrossed Senate Bill No. 48, entitled an act to amend section one of "An act to amend an act entitled 'An act to provide a general system of common schools, the officers thereof, and their respective powers and duties and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed,'" approved March 6, 1865, and adding supplemental sections thereto, approved March 8, 1873, having considered said bill, beg leave to report the same back to the House with the following amendment :

Amend by substituting the word "June" for the word "April" after the word "of" in line one, page three, and when so amended recommend its passage.

Which report was concurred in, and the bill ordered engrossed.

The Committee on Corporations submitted the following report :

MR. SPEAKER:

The Committee on Corporations, to whom was referred House Bill 410, respectfully report that they have had the same under consideration, and they recommend the following amendments, to-wit:

Amend the preamble so as to read as follows :

WHEREAS, Many towns and cities in this State, which have been duly and legally incorporated under the laws thereof, have been prevented from collecting taxes for municipal and school purposes, for the following causes, to-wit: When the same have been omitted to be placed on the duplicate, or when the assessment has not been made in the proper month, or when said corporations have failed to make or enter any special rules or regulations on their records for the assessment or collection of taxes, or when such entries have been irregular or defective, or when, instead of making an appraisement and assessment for the purposes named, the proper officers have copied the appraisement and assessment furnished the Auditor of the respective counties in which such corporations are situated, and

WHEREAS, Such omissions and irregularities have occasioned doubts as to the legality of such assessments and as to the authority of such corporations to collect such taxes, and thereby the educational and other interests of such corporations are suffering and necessitating the passage of numerous acts by the General Assembly from time to time, to legalize such assessments; therefore, in order to legalize the same by a general law, and to give to such corporations the same power to collect such taxes, as is now by law given to the proper officers to assess and collect taxes for State and county purposes.

Also, to strike out all after the enacting clause, and insert the accompanying, and when so amended they recommend its passage.

SECTION 1. That the proceedings of any Board of Trustees of any town, or the Common Council of any city legally incorporated under the laws of this State, heretofore had relating to the time and manner of making assessments and collection of taxes on real and personal property for municipal and school purposes, as well as the records, rules, by-laws and regulations relating to the same, are hereby legalized and made valid; and provided further, that the original plat of said corporations, with the subsequent additions, and the maps, and all ordinances of the same, shall be received as competent evidence in all courts of competent jurisdiction for all purposes for which they may be required.

SEC. 2. The Boards of Trustees of such towns, and the Common Councils of such cities, are authorized to commence and maintain an action at law in the name of such corporation in any court of competent jurisdiction for the recovery of any taxes, interest, penalty and costs which may not have been collected by reason of any errors, omissions, or informalities referred to in the preamble to this act; and at the time of such action such corporation may ask and receive an enforcement of the lien created by law against any property, real or personal, for the payment of such taxes, interest, penalty and costs, in the same manner that other liens are enforced in actions at law or in equity.

SEC. 3. The Boards of Trustees of any town and the Common Councils of any city legally incorporated under the laws of this State, may in any year, if they so determine, instead of having an appraisement and assessment made by the corporation officers, procure from the Auditor of the county in which such town or city is situated, a copy or copies of the appraisement of real estate within such town or city, and of the assessment of persons and personal property within such town or city, on file in his office, for the purpose of assessment of taxes for State and county purposes, for such year, and after adding thereto any persons or property liable to taxation which shall have been omitted therefrom, and striking out any persons or property improperly included therein, may adopt the same as the appraisement and assessment for municipal and school purposes of such town or city.

SEC. 4. The Auditors of the several counties in this State are hereby authorized and required to furnish the list or lists of appraisement and assessment as required by the preceding section upon a

certified order of said Board of Trustees or Common Council, and they shall be allowed the same fees for such services as they are now allowed by law for making the tax duplicate for State purposes, which compensation shall be paid out of the Treasury of such town or city.

SEC. 5. Whereas an emergency exists for the immediate taking effect of this act, it shall be in force from and after its passage.

Which report and amendments were concurred in, and the bill as amended ordered to its engrossment.

The following report was made from the Committee on Claims :

MR. SPEAKER :

The Committee on Claims, to whom was referred Claim No. 44, of Nicholas Shearers, having carefully examined and considered all the evidence connected with said claim, do authorize me to report the same back to the House with the recommendation that the said Nicholas Shearers be allowed the sum of nineteen hundred and fifty dollars, without interest, and the Committee ask that the same be referred to the Committee on Ways and Means.

Which report was concurred in, and the claim referred to the Committee on Ways and Means.

The following report was made from the Committee on Fees and Salaries:

MR. SPEAKER :

I am directed by the Committee on Fees and Salaries, to whom was referred House Bills Nos. 210, 22, 270, 326, 152, 127, 177 and 179, upon the subject of Fees and Salaries, to report that they have had said bills under consideration and have directed me to report the same back to the House with the recommendation that they be indefinitely postponed, and your Committee have further instructed me to report the accompanying bill upon the subject of fees and salaries, and recommend the passage of the same.

Which report was concurred in, and bills so ordered.

Mr. Williams of Brown, moved that the bill lie upon the table and that one hundred copies be printed.

Mr. Forkner moved to amend by printing two hundred copies.

Which amendment was adopted.

HOUSE BILL NO. 453, REPORTED BY THE COMMITTEE ON FEES
AND SALARIES.

An act regulating the fees of officers and providing penalties for its violation; repealing certain acts therein named and providing duties to be performed by State, county and township officers, and matters properly connected therewith.

SECTION 1. The fees of the Clerk of the Supreme Court shall be as follows, to wit:

| | |
|--|----------|
| For every writ of process under seal..... | 50 |
| For filing each paper in a cause..... | 05 |
| For all writings in making up records or transcripts, including complete record, or for copies of any record or paper, per one hundred words, four figures counting as one word... | 10 |
| For dismissal of a cause..... | 10 |
| For bringing a particular record into court, upon order..... | 05 |
| For entering satisfaction of a record..... | 10 |
| For taking, approving and recording official bond..... | \$1 00 |
| For entering defendants' appearance to action..... | 05 |
| For entering action on each docket..... | 05 |
| For entering judgment..... | |
| For administering an oath..... | 05 |
| For searching records..... | 05 |
| For entering continuance of cause from one term to another.. | 10 |
| For every issue joined..... | 15 |
| For certificate and seal..... | 50 |
| For making out advertisement for non resident defendant | 50 |
| For endorsing on supersedeas direction to the Clerk of the Inferior Court..... | 05 25 |
| For docketing judgment..... | 15 |
| For issuing fee bill for fees not his own..... | 50 |
| For every one hundred words, (five figures counting as one word,) contained in any writing required by law to be done by him, and for which there is no specific allowance. | 10 |

SEC. 2. The fees of the Secretary of State shall be as follows:

| | |
|--|------|
| For each certificate with seal..... | 50 |
| For each commission to a Notary Public or other officer..... | 1 00 |
| For each commission to a Commissioner of Deeds and filing qualification..... | 1 20 |
| For each attestation other than herein excepted..... | 60 |
| For filing and recording each article, charter, or certificate of incorporation not exceeding two hundred words..... | 50 |
| For all recording and copying of records, papers and documents not otherwise provided for, per hundred words..... | 10 |

Such fees are to be paid by the party for whom the service is rendered: *Provided*, That no fees shall be charged against the United States, or this or other State, or any county of this State, nor against any officer of either of them, for any attestation, certificate or paper required by them in an official use.

SEC. 3. That the clerks of the several courts of this State shall tax and charge upon the proper books, to be by them kept in their office for the services by them performed in the circuit or other courts of the several counties, the fees and amounts following, to-wit:

| | |
|--|----|
| For each writ, summons, citation or other process, under seal, except a fee bill or execution | 40 |
| For each subpoena, to include all witnesses of one county called for at one time | 25 |
| For each subpoena before the Grand Jury, ordered by the foreman, to be paid out of the county treasury, to include all witnesses called for at one time..... | 10 |
| For writing on all records or transcripts, including complete record, or of copies of any record or papers required, per one hundred words, (four figures counting as one word)..... | 10 |
| If the number of words in any copy be less than five hundred, for such copy | 50 |
| For filing each paper, other than process, except in estates and guardianships | 05 |
| For entering the dismissal of a cause | 10 |
| For entering the continuance of a cause, except estate or guardianship..... | 10 |
| For bringing a record into court upon order | 05 |

| | |
|---|------|
| Clerks shall tax in each civil cause, to the losing party, as a part of the costs in the case, to be collected as the other costs are collected, and to be paid into the county treasury a docket fee of..... | 1 00 |
| For entering satisfaction of record in clerk's office..... | 05 |
| For entering satisfaction of record in recorder's office..... | 15 |
| For entering defendants appearance to action; for administering each oath in court, to include all persons sworn at one time | 05 |
| For empanneling and swearing each jury, and for receiving and entering a verdict..... | 10 |
| For making out all notices required by law in each case..... | 50 |
| For marriage license, including necessary affidavit, and record-the same..... | 1 50 |
| For copy of marriage certificate..... | 50 |
| For recording certificate of estray..... | 50 |
| For registering insurance statements, to be paid by officer or agent of company..... | 25 |
| For taking, approving and attesting stay of execution, including all affidavits | 25 |
| For issuing fee bill, execution or decree, sealing, docketing and recording return of same..... | 1 00 |
| When the number of words in the return of an execution exceeds two hundred, for each additional one hundred words entered on docket | 10 |
| For filing, recording, and docketing a transcript of judgment to become a lien on real estate..... | 75 |
| For each affidavit not otherwise provided for... .. | 25 |
| For each certificate and seal, except to process an affidavit, and except to soldiers and seamen, their widows and heirs in application for bounties and pensions..... | 50 |
| For taking, approving, and recording official bonds..... | 1 00 |
| For attending as Clerk for Board of canvassers and upon Courts per day..... | 2 00 |
| For issuing declaration and naturalization..... | 50 |
| For recording each naturalization..... | 25 |
| For issuing certificates of naturalization and affidavit of abjuration of allegiance..... | 50 |
| For entering a cause on the several dockets of the Court, including all bar dockets for the first term said cause is in Court..... | 20 |

| | |
|---|------|
| For every term after the first..... | 15 |
| For taking a recognizance..... | 40 |
| For entering defendants plea of guilty..... | 20 |
| For discharging a recognizance..... | 25 |
| For letters of guardianship or administration, including all necessary oaths and affidavits and recording the same, and the approval and recording of the Bond..... | 2 00 |
| For proving a will and endorsing the certificate thereon..... | 1 00 |
| For proving a codicil and endorsing the certificate thereon.... | 50 |
| For recording a will and certificate for each one hundred words (four figures to the word)..... | 10 |
| For entering of record report of administrator or guardian, including affidavits thereto for each one hundred words... | 10 |
| For indexing records and dockets each cause..... | 15 |
| For recording each indictment..... | 50 |
| For drawing a jury and issuing venire..... | 1 00 |
| For registering Coroners' inquests..... | 25 |
| For collecting money on judgments, a commission of one per centum, except moneys made on execution or order by the Sheriff and paid over to the Clerk. | |

The foregoing fees shall be taxed and collected in all civil and criminal proceedings, and in proceedings in relation to estates and guardianships.

In estates of five hundred dollars and under, taken by the widow, no costs or fees shall be taxed or collected.

The Clerk shall keep a cash book in which he shall enter consecutively and as received, each sum of money by him received, with the date of such receipt, with a brief mention of the cause or matter, which shall be kept open for inspection to any interested party during his continuance in office. Such Clerk shall also keep a register of witness and other fees, not his own, in which he shall enter as soon as received, the names of all persons (alphabetically) for whom money has been paid into his hands, stating plainly the name, in what cause, and in which fee book and page taxed, the amount so paid, when paid into his hands and when paid out, which book or register shall be at all times open for inspection in some conspicuous place in his office, and shall turn the same over to his successor in office. In all cases when the Clerk shall perform any service for the county required by law to be performed by him and there is no

provision for its payment, the Board of County Commissioners shall allow and pay to such Clerk the same compensation as is allowed by law for such services. The Clerk shall keep a docket in which he shall record within thirty days after the same are filed or entered, all inventories, sale bills and reports filed by any executor, administrator, or guardian, and in making up the complete record inventories and sale bills shall be omitted.

SEC. 4. The County Treasurers of the several counties shall receive the fees below enumerated, to-wit:

Five per centum on the first twenty-five thousand dollars of taxes collected. One per centum on the next fifty thousand dollars, and on all sums thereafter one-half of one per centum. Also, five per centum on all delinquent taxes collected, when paid voluntarily and without levy. On the first fifty thousand dollars collected, and on all sums thereafter, four per centum. When delinquent taxes are collected after levy, ten per centum. The Treasurer shall be allowed the same fees and charges for making distress and sale of goods and chattels for the payment of taxes, as may be allowed by law to Constables for making levy and sale of property on execution, and for their services in going to and returning from Indianapolis to make deposits with the Treasurer of State, and to make their annual settlement with that officer, shall be allowed mileage for the number of miles from each county respectively as now allowed by law. For receiving and disbursing all funds other than taxes or school funds, and for funds arising from the sale of County Bonds, they shall receive one per centum.

SEC. 5. The County Auditor's fees shall be as follows, to-wit:

| | |
|---|----|
| For all records, copies, and other writing not herein otherwise provided for, for each one hundred words, (four figures counting as one word,)..... | 10 |
| For filing each paper, (except receipts for road taxes, certificates of delinquent taxes, certificates of illegal taxes, and exemptions and Treasurer's receipts,)..... | 05 |
| For each county order issued..... | 05 |
| For each county order registered..... | 05 |
| For each tax certificate and seal..... | 35 |
| For each acknowledgment, to be paid by the person for whom the service is rendered..... | 25 |

| | |
|---|--------|
| For each assignment of tax and school certificate and recording the same, to be paid by the assignor | 35 |
| For each oath administered, (including all sworn at the same time,)..... | 05 |
| For each tax deed, to be paid for by the person receiving such deed..... | 75 |
| For each certificate and seal, (to be paid for by the person requesting the same,)..... | 50 |
| For writing affidavit and swearing affiant thereto, (to be paid for by the party requesting it,) but no fee shall be paid out of the county treasury..... | 25 |
| For filing each Assessor's blank, to include all statements made by the person assessed..... | 02 |
| For each license (to be paid by the licenser)..... | \$1 00 |
| For each parcel or tract of land sold for taxes, (to be paid by the purchaser)..... | 10 |
| For taking and approving bonds and recording same, (to be paid by the parties giving the same)..... | 1 00 |
| For regestring each receipt given by the County Treasurer... | 03 |
| For each quietus for Treasurer's receipt..... | 03 |
| For each quietus for land redeemed, (to be paid by the person redeeming)..... | 25 |
| For each writ, notice or process required to be under seal..... | 40 |
| Not under seal..... | 25 |
| For each subpoena, (including all witnesses in the county called for at one time)..... | 40 |
| For each day engaged with Board of Assessors, Board of Equalization and County Commissioners..... | 2 00 |
| For every entry and transfer of land for taxation, (to be paid by the person requesting such transfer,) for each tract or town lot... .. | 10 |
| For plot of sub-divisions required for appraisers of real estate for each Congressional Township..... | 25 |

In trials before the Board of County Commissioners the Auditor shall be entitled to the same fees as are allowed Clerks of the Circuit Court for similar services, which shall be paid as such Board may order.

The Auditor is authorized to issue fee bills according to the law regulating the issuing thereof and shall be paid the same fees therefor as allowed the Clerk of the Circuit Court.

For making out for County Appraisers plats for towns or cities, additions and sub-divisions thereto, for each lot so platted, 03

SEC. 6. The Auditor shall make out quarterly an itemized statement of fees due him from the county, and attach thereto his affidavit, that his services therein set forth have been performed; that the same is correct, which said account shall be carefully examined by the Board of County Commissioners, and if found correct shall be allowed and ordered to be paid out of the Treasury of the county, but in no case shall the Auditor be allowed to draw any pay from the county for services rendered to individuals, or to parties to cause before the Board of County Commissioners.

SEC. 7. The Sheriffs of the several counties of this State shall tax up and charge the following fees to wit:

| | |
|---|------|
| For serving a writ and taking into custody..... | 50 |
| For every mile necessarily traveled in going and returning to serve a process..... | 10 |
| For taking bail..... | 25 |
| For taking recognizance and drawing it up in form..... | 40 |
| For returning writ..... | 10 |
| For summoning a jury with mileage as above..... | 2 50 |
| For executing a writ of possession and mileage as above..... | 1 00 |
| For calling a jury in each cause..... | 10 |
| For every person committed to jail..... | 40 |
| For discharging from jail each person..... | 40 |
| For holding an inquisition, drawing up and returning the same | 1 50 |
| For serving a summons with mileage as above..... | 50 |
| For serving a subpoena with mileage as above..... | 40 |
| For attending a prisoner before a judge, when surrendered by his bail and receiving a prisoner into custody | 40 |
| For selling property on execution, a commission of five per centum on the first three hundred dollars, and one per centum on any excess above that amount; but when the money is paid to him without sale, one-half the above commission only shall be allowed. | |
| For taking valuations of lands..... | 50 |
| For taking a replevin bond..... | 75 |
| For serving a <i>capais ad satisfaciendum</i> | 75 |
| For levying on property and advertising the same without sale..... | 1 00 |

Mileage as above, when no money is made, and no other fee or reward shall be allowed on executions, except for the expense of keeping property.

| | |
|--|------|
| For certificate af sale of real esestate on execution..... | 1 00 |
| For making a deed of sale of real estate on execution, or decree and certificate..... | 1 50 |
| For boarding each prisoner lawfully in his charge, per day, (to be paid out of the County Treasury)..... | 60 |
| For serving a writ of attachment when property is taken, with mileage as above..... | 50 |
| For each day after the first, in making inventory and appraise- ment of property taken under writ of attachment..... | 2 00 |
| For returning same..... | 25 |
| For actual number of miles traveled in going and returning to post up notices for the sale of real or personal property, to be taxed and collected as other costs in the cause are taxed for each mile so traveled..... | 10 |
| For taking each convict to State Prison, per mile going and returning..... | 15 |

And for each additional convict taken at the same time, the actual expenses of the additional convict shall be paid out of the State Treasury on a certificate of the Warden of the prison.

Sheriffs shall not be entitled to any fees for services performed by their bailiffs, when such bailiffs are receiving pay by the day from the county at the time such services are rendered.

The Sheriff shall appoint as many bailiffs at each term of the court as the business of the court and grand jury shall require, under the advice and consent of Judge of the court.

| | |
|----------------------------|------|
| Paying court bailiffs..... | 2 00 |
| And riding bailiffs..... | 3 00 |

The fees taxed by the bailiffs on any process served by him shall be collected and paid into the County Treasury by the Clerk. For postage paid on letters received from or directed to the Clerk of the Supreme Court enclosing process issued by said court, the amount thereof to be returned as an item of charge. In criminal cases not provided for, the like fees as for services in civil cases shall be allowed.

For taking persons to Insane Asylum and House of Refuge, the

same compensation as he is allowed for taking convicts to the State's Prison, to be paid out of the County Treasury.

For collecting fee bills, six per centum on the amount thereof.

For taking a prisoner to another county, the same compensation as allowed for taking a prisoner to the State's Prison, to be paid by the county requiring the services.

For each commitment or discharge of a prisoner under the authority of any city or incorporated town, to be paid by such city or town 50

SEC. 8. Legal advertising growing out of any transaction or connected with the performance of any duty of the Sheriff, Clerk, Treasurer, Auditor, executors, administrators, guardians, trustees, and assignees, (except the printing of the delinquent tax list), shall be by such officer charged up, collected and paid over to the printer, and when such printing is done for the county, the Board of County Commissioners shall allow the same and pay it out of the County Treasury, according to the rate herein fixed. The compensation of such printer for such legal advertising shall be as herein set forth, to-wit :

For each advertisement per square of two hundred and fifty
ems, first insertion..... 1 00
For each additional insertion..... 50

And in case such officers shall be unable to procure such advertising for the price fixed herein, it shall be sufficient for him to post up written or printed notices, as the law requires, and such advertisement in the newspapers shall in such case be dispensed with.

For each day in actual attendance on court, there shall be allowed by the court and paid out of the County Treasury to the Sheriff..... 3 00

In all cases where the Sheriff shall perform any service for the county required by law to be performed by him, and there is no provision for its payment, the Board of County Commissioners shall allow and pay to such Sheriff the same compensation as is allowed by law for similar services, but the Sheriff shall make out an itemized statement of such services performed [for such Board before such allowance is made.

SEC. 9. The fees of the County Recorder shall be as follows, to-wit:

| | | |
|---|---|----|
| For recording deeds and mortgages and indexing the same... | 1 | 25 |
| For certificates not under seal, and taking acknowledgment of deeds and mortgages | | 25 |
| For each certificate and seal | | 50 |
| For recording all other instruments and giving certified copies of any record per each one hundred words..... | | 10 |
| For recording town plat, the first one hundred lots or under.. | 3 | 00 |
| For each additional lot | | 02 |
| For issuing fee-bills for fees not his own, sealing and certifying the same | | 50 |

SEC. 10. It shall be the duty of every Recorder in the several counties of this State, at the expiration of his term of office, to deliver over to his successor in office, all deeds, mortgages, and other instruments in his hands for record, whether the fees for recording the same have been paid or not; and it shall be the duty of all ex-Recorders, who have withdrawn such deeds, mortgages, or other instruments from the Recorder's office, to deliver the same to his successor in office, or the Recorder of such county where such deeds, mortgages, or other instruments shall be at all times kept until paid for and withdrawn by the parties entitled thereto; but such retiring Recorder may have the retiring fee-bills delivered to him for any such deeds, mortgages, or other instruments on which he has fees for recording the same remaining unpaid, and the acting Recorder may demand his fees in advance, and before entering and recording any such deeds, mortgages, or other instruments.

SEC. 11. In cases where Recorders, Clerks, Auditors, or other public officers have recorded any deed, mortgage or other instrument in a printed record, or book, the same in all such cases are hereby legalized, and County Recorders are prohibited from using such printed forms for record books, (except those now on hands,) in which to record any instrument.

SEC. 12. The County Surveyor's fees shall be as follows, to-wit:

| | | |
|--|-----|----|
| For every corner by him located or perpetuated..... | \$1 | 00 |
| For every line in dividing and running up sections or parts of sections, per mile..... | 1 | 00 |

| | |
|---|------|
| For going to and returning from a survey, for each mile necessarily traveled..... | 10 |
| For attending court, per day, as skilled witness in relation to any survey..... | 2 50 |
| For surveying a town lot..... | 2 00 |
| For every every additional lot at one time..... | 25 |
| For running a division line one mile or under..... | 1 00 |
| For every survey by him plainly bounded, as the law directs, and for a plat of such survey, after the delivery of such plat, where the survey shall not exceed four hundred acres | 5 00 |
| For every hundred acres or less of land, contained in one survey above four hundred acres..... | 1 00 |
| For surveying an acre of land or under | 1 50 |
| For services in locating roads by authority of law, per day... | 2 50 |
| And for each mile necessarily traveled..... | 10 |
| For a copy of plat of land or certificate of survey..... | 1 00 |
| For making out a complete report of survey made of any road, including field notes, etc..... | 1 00 |
| If such survey exceeds five miles..... | 2 00 |
| In all surveys made by authority of the Board of County Commissioners or Township Trustees, chain men and axe men shall receive per day..... | 1 50 |

SEC. 13. The County Commissioners' fees shall be as follows, to-wit :

For each days attendance as a member of the County Board, or Board of Equalization, each Commissioner shall receive \$4 00

SEC. 14. Viewers and reviewers of roads shall receive fees as follows, to-wit :

For each day engaged in viewing or reviewing a road by order of County Board..\$2 00

SEC. 15. The Circuit, Criminal Circuit, and District Prosecuting Attorneys' fees shall be as follows, to-wit :

| | |
|--|------|
| For docket fee on plea of guilty in felony..... | 7 00 |
| For docket fee on plea of guilty in misdemeanor..... | 5 00 |
| For docket fees before a Justice of the Peace on plea of guilty on conviction..... | 5 00 |

| | |
|---|-------|
| Docket fee in divorce case when successfully resisted and to be taxed as costs and paid by the losing party..... | 5 00 |
| When he prosecutes on forfeited recognizance to final judgment against the defendant, ten per centum on money collected. | |
| Docket fees on plea of not guilty in felonies..... | 10 00 |
| Docket fee on plea of not guilty in misdemeanors..... | 5 00 |
| In all other cases where the Circuit, Criminal Circuit, or District Prosecuting Attorney is required to prosecute or defend, the fee shall be | 5 00 |

SEC. 16. The fees of Justices of the Peace shall be as follows, to wit:

| | |
|---|------|
| For each summons or capias..... | 40 |
| For every examination on criminal information or oath..... | 50 |
| For swearing each witness..... | 05 |
| For every warrant in a criminal cause..... | 40 |
| For every trial on complaint for unlawful detention of lands or tenements..... | 1 00 |
| For issuing each attachment for contempt..... | 40 |
| For taking an acknowledgment of a deed or a power of an attorney | 25 |
| For order for removing pauper from county..... | 50 |
| For certifying description of boat adrift or an estray..... | 25 |
| For warrant of certificate of appraisement..... | 25 |
| For taking and certifying depositions..... | 25 |
| And for each one hundred words therein..... | 10 |
| For each process required by law and not herein enumerated.. | 40 |
| For every writing or record not herein provided, for every one hundred words..... | 10 |
| For every trial on default..... | 25 |
| For every trial where defence is made..... | 1 00 |
| For each additional day..... | 1 00 |
| For certifying copies of all proceedings, for each one hundred words..... | 10 |
| For entering continuance..... | 10 |
| For every bond or recognizance..... | 25 |
| For every venire for summoning a jury | 35 |
| For subpoena for witness, to include all called for at one time.. | 40 |
| For each transfer, assignment, or docket of judgment..... | 25 |
| For issuing execution..... | 35 |

| | |
|---|------|
| For each oath not herein otherwise provided for..... | 05 |
| For filing each paper, except process..... | 05 |
| For rendering every final judgment..... | 25 |
| For trial of right of property and judgment..... | 1 00 |
| For swearing jury | 10 |
| For making up docket, (for every one hundred words,)..... | 15 |
| For each writ of attachment against property..... | 50 |
| For making return of fines, for each mile necessarily traveled, to be paid out of the County Treasury..... | 10 |
| For transmitting papers in case of an appeal | 25 |
| For writing an affidavit..... | 25 |

SEC. 17. Fees of Jurors shall be as follows, to-wit:

| | |
|--|------|
| Petit and Grand Jurors shall receive for each day in the Circuit, Criminal Circuit, and Superior Court, to be paid out of the County Treasury..... | 2 00 |
| For each mile necessarily traveled | 05 |
| For attending a trial, per day, before a Justice of the Peace, to be taxed with the costs of the suit, each juror shall receive | 75 |
| For each mile necessarily traveled..... | 05 |

SEC. 18. Constables shall receive fees as follows, to-wit:

| | |
|---|----|
| For serving a summons or warrant on each person named therein..... | 25 |
| For every mile traveled in going and returning to serve process or subpoena | 05 |

When two or more are named in such process, mileage shall be allowed for the distance necessarily traveled.

| | |
|--|----|
| A copy of process left at the defendant's residence..... | 25 |
| For subpoena for each person therein named..... | 20 |
| For returning each writ..... | 10 |
| For bail bond..... | 25 |
| For serving execution and mileage as above..... | 25 |
| For commitment to prison..... | 50 |
| For sale of goods, when the amount does not exceed six dollars | 25 |

On all sums above six dollars, five per centum ; on all monies collected on executions without sale, half the above commission.

| | |
|--|----|
| For returning execution..... | 10 |
| For summoning a jury in any case..... | 75 |
| For attending a jury trial..... | 50 |
| For posting up advertisements of sale..... | 30 |
| Constables' fees in criminal cases for serving a warrant on each person named therein..... | 50 |
| For serving subpoena..... | 25 |
| For traveling to serve process, per mile..... | 05 |
| For attending examination or trial of a person charged with a crime or misdemeanor..... | 50 |
| If more than one, an additional for each..... | 25 |
| For commitment of each person to prison..... | 50 |
| And for each mile necessarily traveled..... | 05 |
| For services not herein enumerated, the same fees as in civil cases. | |

SEC. 19. Witness fees in the Circuit, Superior and Criminal Courts shall be as follows, to-wit :

| | |
|--|--------|
| Every witness attending in his own county, or from another county, per day..... | \$1 25 |
| For each mile necessarily traveled in going to and returning from Court from his residence, not to be computed beyond the limits of an adjoining county..... | 05 |

SEC. 20. Witness fees before a Justice shall be as follows, to-wit :

| | |
|--|----|
| Attending, per day..... | 50 |
| And mileage for each mile necessarily traveled | 05 |

SEC. 21. The fees of Notaries Public and Commissioners of Deeds shall be as follows, to-wit :

| | |
|--|----|
| For each certificate and seal | 50 |
| For taking depositions or other writing, for each one hundred words..... | 10 |
| For administering an oath..... | 10 |
| For each protest..... | 50 |
| For each notice thereof | 25 |
| When required, for each one hundred words in recording or copying such protest | 10 |

For taking an acknowledgment of a Deed, Mortgage, Power of Attorney, or other instrument and seal 20

SEC. 22. The fees of Coroners shall be as follows, to-wit:

| | |
|---|------|
| Empanneling and swearing a jury and witnesses, and making and returning inquisition for the view of each body, for first day..... | 5 00 |
| For each additional day..... | 3 00 |
| And mileage for each mile necessarily traveled | 05 |

Such Coroner shall have power to employ a clerk to take down the evidence at any inquisition, to compel the attendance of jurors by attachment during the progress of the inquisition; and also to compel the attendance of witnesses by attachment, such clerk shall receive per day.

SEC. 23. The fees of Township Trustees shall be as follows, to-wit:

| | |
|--|--------|
| For each actual day of service there shall be allowed to be paid out of the township fund..... | \$2 50 |
|--|--------|

But in estimating such number of days, fractions of a day less than one-half shall not be counted, and fractions of a day greater than one-half shall be counted as a whole day.

SEC. 24. In all cases hereafter where Jurors are empaneled by any Coroner they shall receive per day..... 75

Which amount shall be certified to by such Coroner to the Auditor of the county.

SEC. 25. No allowance shall be made or paid out of the county treasury by any judge or court, or Board of County Commissioners for any service rendered by any county officer in a criminal cause; nor for any service rendered in a civil cause where there is no provision of law authorizing such allowance and payment. Nor for any extra services as such officer, nor for deputy hire.

SEC. 26. The Secretary, Auditor, and Treasurer of State, shall furnish at the expense of the State, the necessary records, books, and stationery, for the offices of Secretary, Auditor, and Treasurer of State, and for the Adjutant-General and Clerk of the Supreme Court, and fuel and stationery for the use of the General Assembly.

SEC. 27. If any of the officers named in this act, shall tax any fees, or make any charges for such services not by him performed, or shall charge for such services any higher rate than is allowed by this act, any such officer shall be fined in any sum not less than five dollars, to which may be added imprisonment in the county jail, for any period not exceeding one year; and any such officer offending a second or subsequent time, upon conviction of any such offense, shall forfeit the office by him held and exercised, and rendered incapable of holding any office of trust or profit for such determined period as the court or jury trying the case may fix.

SEC. 28. All fees of Coroner's inquests shall be paid out of the County Treasury.

SEC. 29. The Clerk of the Supreme, Circuit, Superior and Criminal Courts shall post up in a conspicuous place in their offices and there keep a table of their fees, and on failure so to do shall have no right to demand or receive any fees for services rendered by them as such Clerk, during the time such tables are not so posted up.

SEC. 30. Witnesses shall claim their fees at such term as they attend and not afterwards, and Clerks shall note such fees at such time as they are claimed, and the Sheriffs and Coroners are hereby required to endorse upon all processes directed to them their fees at full length, and all Clerks shall, in a book to be kept for that purpose, enter all the fees as the services are rendered, and the Clerk of the Supreme Court or of any inferior Court of record shall have power while he is in office, to issue fee bills from the books aforesaid, and the records and papers on file in his office, for services rendered by himself or for services rendered by any other person in such Court at any time after such services are rendered.

SEC. 31. No action shall be maintained on any fee bill due to any person so long as the party owing shall reside within the jurisdiction of the Court issuing the same.

SEC. 32. Each Circuit Court, Superior and Criminal Court, or a Judge thereof in vacation, or a Justice of the Peace, as the case may be, if a question rise concerning any bill of cost, or if the person charged therewith shall allege payment thereof, shall upon motion of any party interested therein, and reasonable notice thereof, determine according to the rights of the parties thereto and make orders accordingly.

SEC. 33. After five years from the termination of any suit in which any services have been rendered no fee bill shall issue for such services until the party claiming the same shall give five days notice in writing to the party charged to appear before the Court in which the fees accrued, or the Judge thereof in vacation, or a mastery of chancery, or a Justice of the Peace, as the case may be, and show cause against the issuing thereof, and then if no sufficient cause be shown, the Judge, mastery in chancery, or Justice of the Peace, as the case may be, shall order the said fee bill to be issued.

SEC. 34. Every fee bill shall be made out in words at full length and figures, with a statement of each item in plain phraseology, and each officer may at the foot of any of his fee bills make out a mandate to the proper officer commanding him to collect the same as required by law, and make due return thereof, and shall sign the same, and from the time such fee bill shall come into hands of collecting officer it shall have the force and effect of an execution from the Circuit Court, and shall be treated as such, and shall operate as a lien upon the real and personal estate of the debtor, except as to the fee bills of Justices of the Peace, Constables, and township officers, which shall be treated as and have the force of an execution issued by a Justice of the Peace; *Provided*, No fee bill shall be so collected unless issued in the manner above provided within six years after the services are rendered.

SEC. 35. Any successor of such officer may issue the fee bills of his predecessor or predecessors in office in the manner provided for in the foregoing section; *Provided*, Such fee bills are issued within six years after the services are rendered. Any clerk of a Circuit Court, Superior or Criminal Court, may issue the bills of the Sheriff or former Sheriffs of county, and any Justice of the Peace may issue the fee bills of a Constable or former Constables of his township; *Provided*, The same is done in the manner and within the time specified in the preceding section.

SEC. 36. In all criminal cases where the person accused shall be acquitted, no costs shall be taxed against such person, nor against the State nor county, for any services rendered in such prosecution by any Prosecuting or District Attorney, Clerk, Sheriff, Coroner, Justice of the Peace, Constable or witness, but in all cases of conviction such fees and costs shall be taxed and collected, as in other cases, from the person convicted.

SEC. 37. It shall be the duty of each Clerk, Treasurer, and Sheriff of the several counties in this State, at the expiration of his term of office, to pay over to his successor in office, all moneys of every description, to whomsoever due, remaining in his hands at the expiration of such term, taking the receipt of such successor therefor, and such successor and his sureties shall be bound therefor on his bond, as if the same had been originally collected by him, and any Clerk, Treasurer, or Sheriff so failing to pay over such moneys, or any successor, or Clerk, or Treasurer, or Sheriff, who shall fail to pay over any moneys to parties entitled to receive the same, when called on to do so, shall be deemed guilty of embezzlement; and on conviction thereof, shall be fined in any sum not exceeding one thousand dollars, and be imprisoned at hard labor in the State prison not less than one, nor more than five years.

SEC. 38. That in any county where the whole fees of a Clerk, Sheriff, Auditor or Treasurer amounts in the aggregate to less than one thousand dollars per annum, the Board of Commissioners may, in their discretion, allow such officers such an amount as they in their discretion may deem just and proper, but such allowances shall not exceed three hundred dollars to any one officer in any one year; *Provided*, That nothing in this act shall be so construed as to repeal an act entitled "An act regulating the fees of the Clerks of the Courts, Justices of the Peace and Notaries Public in certain cases," approved March 9th, 1867; *And provided further*, That this act shall not be so construed as to repeal an act entitled "An act to prevent the defalcation of certain officers therein named, and to provide penalties therefor," approved March 1st, 1855; *And provided further*, That in all cases where Clerks and Sheriffs have not made settlement with their successors in office, as required by the forty-ninth (49) section of an act entitled "An act regulating the fees, salaries and duties of certain officers named therein, and prescribing penalties for the violation of its provisions," approved February 21st, 1871, and are liable to indictment and conviction under section forty-nine (49) and section thirty-eight of said acts, such Clerks and Sheriffs shall continue and remain liable to indictment, prosecution and conviction under said sections, as though said act had not been repealed.

SEC. 39. In no case shall any money be paid out of any county treasury for any printed blanks for the use of any county officer, except printed heads and rulings in record books and receipts

given by the Treasurer, for which no fee is allowed by law, nor shall any Board of County Commissioners make any allowance to any county officer for any printed blanks used by such officer, nor shall any Board of County Commissioners make any order for the payment of any money out of the county treasury for stationery for the use of any county officer, until an itemized account of the stationery so furnished shall be filed with such Board of Commissioners, which account shall specify each article so furnished separately, and the price paid therefor, and it shall be the duty of the County Auditor to state in his published statement the amount paid out of the county treasury for stationery for each county officer separately.

The following report was made by the Committee on Fees and Salaries :

MR. SPEAKER :

Your Committee on Fees and Salaries, to whom was referred House Bill No. 129, a bill to amend sections 6, 9, and 12, and repeal section 11 of an act prescribing the powers and duties, and fixing the fees and salaries of the Attorney General of the State of Indiana, etc., have had the same under consideration and direct me to report the same back to the House, with the recommendation that it lie on the table, and to present the accompanying bill as a substitute therefor, and recommend that the bill do pass.

Which report was concurred in, and bill so ordered.

House Bill No. —, reported by the Committee on Fees and Salaries. An act to amend sections 6, 9, and 13, and repealing section 11 of an act supplemental to an act entitled "An act to provide for the election fixing the compensation and prescribing the duties of the Attorney General of the State of Indiana," approved February 21st, 1855, and repealing an act entitled "An act to amend sections 4 and 7 of "An act to provide for the election, fixing the compensation and prescribing the duties of the Attorney General of the State of Indiana, approved June 3d, 1861, and prescribing additional duties of Clerks of Circuit Courts and Prosecuting and District Attorneys," approved March 10, 1873.

SECTION 1. *Be it enacted by the General Assembly of the State of Indiana,* That section six of the above entitled act be and the same is hereby amended to read as follows, to-wit :

“SEC. 6. That the said Attorney General shall be paid a salary of two thousand dollars per annum, to be paid quarterly out of any money in the Treasury not otherwise appropriated, and a docket fee of ten dollars in all cases in which he may appear for the State, to be taxed against the losing party with the costs in said cause: *Provided,* That in no case shall such docket fee be taxed against the State of Indiana.”

SEC. 2. *Be it further enacted,* That section 9 of the above entitled act be and the same is hereby amended to read as follows, to-wit :

“SEC. 9. It shall be the further duty of the Attorney General to ascertain from time to time the amount paid to any public officer of the State, or any county officer, or other persons, for unclaimed witness fees, court docket fees, license, money unclaimed in estates or guardianships, fines or forfeitures, or moneys that escheat to the State for want of heirs, or from any other source where the same is by any law required to be paid to the State or any officers in trust for the State, and in all cases where the officers whose duty it shall be to collect the same, shall fail, neglect, or refuse, for one year after the cause of action in favor of the State shall have accrued, or shall fail, neglect or refuse to sue for and proceed to recover any property belonging to or which may escheat to the State, the said Attorney General shall institute or cause to be instituted and prosecuted all necessary proceedings to compel the payment or recovery of any such property: *Provided,* That in no case shall any unclaimed witness fees, or moneys unclaimed in estates or guardianship, be recovered or removed from the office in which it is paid over, by any other person than the rightful owner thereof, for three years from the time it was collected by such county officers. For all collections made or property recovered under the provisions of this section, the Attorney General shall be allowed a commission of twenty per cent. on the first thousand dollars, ten per cent. on sums not exceeding two thousand dollars, five per cent. on all sums in excess thereof.”

SEC. 3. *Be it further enacted* That Section 12 of the above enti-

tled act be, and the same is hereby, amended to read as follows, to-wit :

SEC. 12. That the Attorney General shall have such clerks and deputies as the Governor, Secretary, and Auditor of State may deem necessary, provided that not more than one thousand dollars shall be paid out of the treasury in any one year, for any such purposes, the salary of such clerk or deputy to be paid out of any funds in the treasury, not otherwise appropriated, on the certificate of said State officer.

Which was read a first time.

Mr. Hopkins moved to suspend the order of business that the bill just read, being House Bill No. 414, be taken up and read a second time now.

Which motion did not prevail.

The Committee on Rights and Privileges submitted the following report:

MR. SPEAKER:

Your Committee, to whom was referred House Bill No. 353, have had the same under consideration, and recommend the following amendment: In line five section one, strike out the word "the" and insert the word "this," after said amendment we recommend it be passed.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Rights and Privileges:

MR. SPEAKER:

Your Committee on Rights and Privileges, to whom was referred House Bill No. 382, have had the same under consideration, and

have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Which report was concurred in, and the bill so ordered.

Mr. Wynn submitted the following report:

MR. SPEAKER :

Your Committee on Rights and Privileges, to whom was recommit-
ted Hosue Bill No. 85, have had the same under consideration,
and direct me to make the following report: Amend as follows:

Strike out all in section one, after the word "have" in the fourth
line and insert the following words. "Original and exclusive
jurisdiction in all civil cases where the amount sought to be recovered
does not exceed three hundred dollars, and concurrent jurisdiction
with the Circuit Court in all cases where the amount sought to be
collected does not exceed six hundred dollars, and a defendant may
confess judgment in any sum not exceeding one thousand dollars."

Also, strike out all in section two after the word "the," in the
third line, and insert as follows: "fine does not exceed five dollars
and concurrent jurisdiction in all cases where the fine does not
exceed twenty-five dollars."

Also, strike out all of section three. And when so amended we
recommend its passage.

Which report was concurred in.

Mr. Glasgow moved that the bill be indefinitely postponed.

Messrs. Lanham and McMichael demanded the ayes and noes.

The question being, shall the bill be indefinitely postponed?

Those who voted in the affirmative were,

Messrs. Collins, Crumpacker, Davis, Favorite, Forkner, Glasgow,
Gossman, Havens, Heller, Henderson, Hopkins, Keightly, Lan-
ham, Leeper, Martin of Franklin, Martin of Wells, Megenity,
Miller of Vanderburgh, Nash, Pfafflin, Ramsey, Snyder, Washburn
and Mr. Speaker—24.

Those who voted in the negative were,

Messrs. Brown of Jasper, Brown of Rush, Charters, Clark, Dale, Darnall, Davison, Edwards, Emerson, Fulk, Gilbert, Harris of Madison, Harris of Wayne, Haynes, Heighway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Marvin of Fountain, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Osborn, Patterson, Pyeatt, Ratliff, Reddick, Reeder, Reno, Ribble, Roseberry, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—59.

So the bill was not indefinitely postponed and, on motion, the bill was ordered to be engrossed.

The following message was received from the Governor:

MR. SPEAKER:

By direction of the Governor, I have the honor to transmit his communication submitting a communication made to him by the Honorable the Secretary of the Treasury of the United States. A duplicate has been transmitted to the Senate.

SAMUEL R. DOWNEY,

Private Secretary.

EXECUTIVE DEPARTMENT,

INDIANAPOLIS, Feb. 18, 1875.

TO THE GENERAL ASSEMBLY:

On the 14th day of February, 1874, I received from Honorable William A. Richardson, then Secretary of the Treasury of the United States, a communication asking that I recommend to you the passage of a general law ceding to the United States jurisdiction in all cases of sites of light houses and other aids to navigation built on submerged foundations where the land under water is owned by

the State, providing for the cession to the United States of the land also.

I respectfully submit herewith a copy of that communication that you may determine the propriety of further legislation upon the subject presented by the Secretary.

THOMAS A. HENDRICKS,

Governor.

(Copy of Communication of Secretary.)

TREASURY DEPARTMENT, WASHINGTON, D. C.

January 26, 1874.

SIR—I have the honor to call your attention to the seventh section of the act of Congress passed May 15, 1820, (3 St. p. 600,) providing “that no lighthouse, beacon nor landmark shall be built or erected on any site previous to the cession of jurisdiction over the same being made to the United States.”

This law was passed in accordance with the sixteenth and seventeenth clauses of section eight of article one of the Constitution, under the impression that the General Government had jurisdiction over the navigable waters within the United States, and the land covered thereby, lighthouses have, from time to time, been erected on submarine sites within the territorial limits of the States, without procuring the cession of jurisdiction required by the act of May 15, 1820. It is understood now that the States may have jurisdiction over lands covered by the navigable waters within their territorial limits. In order to cure the defect arising from the possible misapprehension referred to, and to provide for the present as well as the future, I have the honor to request, in the interests of commerce and navigation, that you will recommend to the Legislature of your State the passage of a general law ceding to the United States jurisdiction in all cases of sites of lighthouses, and other aids to navigation built on submerged foundations, and where the land under water is owned by the State, providing for the cession to the United States of the land also. At the present time the Lighthouse Establishment has several appropriations for the construction of lighthouses on submarine sites, which cannot be used until jurisdiction over the sites shall have been ceded to the United States, and

as the period for which many of these appropriations were made will expire on the first of July next, it is of the utmost importance to commerce that the legislative action asked for should be had at the earliest possible moment. A form of a law which, it is believed, will cover all such cases, is h-rewith submitted for your consideration.

I am sir, very respectfully,

Your obedient servant,

WM. A. RICHARDSON,

Secretary of the Treasury.

TO HIS EXCELLENCY, THOMAS A. HENDRICKS,

Governor of Indiana, Indianapolis, Ind.

Form of an act concerning submarine sites for Light Houses and other aids to navigation :

Be it enacted by the _____ of the State of _____,

That whenever the United States desire to acquire title to land belonging to the State and covered by the navigable waters of the United States within the limits thereof, for the site of a light house, beacon, or other aid to navigation, and application is made by a duly authorized agent of the United States, describing the site required for one of the purposes aforesaid, then the Governor of the State is authorized and empowered to convey the title to the United States, and to cede to the said United States, jurisdiction over the same, provided no single tract shall contain more than ten (10) acres, and that the State shall retain concurrent jurisdiction so far that all process, civil or criminal, issuing under the authority of the State may be executed by the proper officers thereof upon any person or persons amenable to the same, within the limits of land so ceded in like manner, and to like effect as if this act had never been passed.

The following report was made from the Committee on Rights Privileges :

MR. SPEAKER :

Your Committee on Rights and Privileges, to whom was referred

House Bill No. 379, have had the same under consideration, and instruct me to report the same back with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Rights and privileges :

MR. SPEAKER :

Your Committee on Rights and Privileges, to whom was referred Senate Bill No. 89, an act for the organization of camp meeting associations, and providing for the government thereof, have had the same under consideration, and instruct me to report the bill back with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Cities and Towns :

MR. SPEAKER :

Your Committee on Cities and Towns, to whom was referred House Bill No. 343, an act to amend section three of an act entitled "An act to authorize cities and towns to negotiate and sell bonds to procure means with which to erect and complete unfinished school buildings and to purchase any ground and buildings for school purposes, and to pay debts contracted for such erection and completion and purchase of buildings and grounds, and authorizing the levy and collection of an additional special school tax for the payment of said bonds," approved March 8, 1873, and declaring an emergency, report said bill back to the House with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Rights and Privileges :

MR. SPEAKER :

Your Committee on Rights and Privileges, to whom was referred House Bill No. 335, report back the same with the recommendation that it be indefinitely postponed.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Rights and Privileges :

MR. SPEAKER :

Your Committee on Rights and Privileges, to whom was referred House Bill No. 354, report back the same with a recommendation that it be indefinitely postponed.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Railroads :

MR. SPEAKER :

Your Committee on Railroads, to whom was referred House Bill No. 251, entitled "An act defining certain misdemeanors, and providing penalties therefor, and declaring an emergency," report that after having had the same under consideration, recommend that it be laid upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on County and Township Business :

MR. SPEAKER :

Your Committee on County and Township Business, to whom was referred Engrossed Senate Bill No. 121, have had the same under

consideration and directed me to report the same back to this House with the recommendation that it pass.

Which report was concurred in, and the bill passed to its third reading.

The following report was made from the Committee on County and Township Business :

MR. SPEAKER :

Your committee to whom was referred House Bill No. 371, being an act to repeal section 132 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved December 21, 1872, have had the same under consideration and directed me to report the same back to the House, with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on County and Township Business :

MR. SPEAKER :

Your Committee on County and Township Business, to whom was referred House Bill No. 392, entitled an act relating to common schools, providing for the selection of teachers, distributing of the school fund, and the manner of determining what branches shall be taught in said schools, and defining who shall be legal voters in such school meetings, have had the same under consideration, and recommend its passage.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Agriculture :

MR. SPEAKER :

Your Committee on Agriculture, to whom was referred House Bill No. 337, introduced by Mr. Edwards, entitled an act for the

setting and protection of hedges, have had the same under consideration and direct me to report the same back to the House with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on Corporations :

MR. SPEAKER :

Your Committee on Corporations, to whom was referred House Bill No. 367, entitled an act to legalize the acts of the several Boards of Trustees and the acts of incorporation of the town of Chesterton, in Porter county, Indiana, have had the same under consideration and have directed me to report the same back with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

Mr. Crumpacker moved to suspend the order of business, consider the bill as engrossed and place the same upon its passage now.

Which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord,

McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Pfafflin, Ramsay, Ratliff, Ragan, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—90.

Those who voted in the negative were,

Messrs. McMichael, Reddick and Shaw—3.

So the bill passed.

House Bill No. 410, introduced by Mr. Harris of Wayne, was reported back with amendments, by the Committee on Corporations, with the recommendation that the bill do pass.

Mr. Ratliff moved to suspend the order of business, consider the bill as engrossed, and place the same upon its passage now.

Which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bence, Brown of Jasper, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, He ghway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Reno, Ribble, Romine, Roseberry, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett,

Williams of Brown, Williams of Lawrence, Woody Wynn and Mr. Speaker—85.

Those who voted in the negative were,

Messrs. Bellows, Law, McMichael, Reddick and Shaw—5.

So the bill passed.

The question being, shall the title of the bill as read stand as the title of the bill?

Whereupon Mr. Trusler offered the following amendment :

Strike out the title of said bill and insert the following in lieu thereof :

“ An act authorizing the Boards of Trustees of any town, or the Common Councils of any city, to assess and collect taxes when the same shall not have been assessed or collected for certain causes; legalizing the official acts of such corporations for the assessment and collection of taxes, when the same have been irregular or defective; authorizing such corporations to commence and maintain suits for the collection of such taxes, and authorizing an enforcement of a lien for the collection of such taxes; *Providing*, That the original plats of such corporations, with subsequent additions, and the maps, ordinances and acts of such corporation, shall be admitted as competent evidence in courts of law; authorizing such corporations to take as their basis of assessment for taxes, a copy of the duplicate of the County Auditor of their respective counties; authorizing County Auditors to furnish such certified copies; providing for the compensation of such Auditors, and declaring an emergency.”

Which amendment was lost, and the title as originally inserted in the bill was ordered to stand as the title of the bill.

The following report was submitted from the Committee on Corporations :

MR. SPEAKER :

Your Committee on Corporations to whom was referred Engrossed

Senate Bill No. 155, have had the same under consideration, and report the same back with the recommendation that it pass.

Which report was concurred in, and the bill passed to its third reading.

Mr. Darnall moved to suspend the order of business and place the same upon its passage now.

Which motion prevailed.

Those who voted in the affirmative were,

Messrs. Arnold, Bence, Brown of Jasper, Clark, Collins, Crum-packer, Darnall, Davison, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harris of Madison, Harris of Wayne, Havens, Highway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Kennedy of Montgomery, Kennedy of Morgan, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McFadden, Osborn, Pyeatt, Pfafflin, Ratliff, Ragan, Reeder, Ribble, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Walz, Waterman, Williams of Lawrence, Woody and Wynn—56.

Those who voted in the negative were,

Messrs. Barney, Bellows, Brown of Rush, Cantley, Charters, Dale, Davis, Edwards, Gossman, Haynes, Johnston of Dearborn, Keightly, Kennedy of Marion, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, McCord, McMichael, Nash, Patterson, Ramsey, Reddick, Reno, Romine, Roseberry, Thompson of Marion, Twibill, Washburn, Willett and Mr. Speaker—32.

So the bill passed.

The following report was made from the Committee on Cities and Towns:

MR. SPEAKER:

Your Committee on Cities and Towns, to whom was referred

Senate Bill No. 151, "An act to authorize incorporated cities in this State to construct, extend, widen, deepen, repair, and otherwise improve harbors, and for that purpose to condemn the lands of persons through or adjoining which such harbors may run," report said bill back with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Cities and Towns :

MR. SPEAKER :

Your Committee on Cities and Towns, to whom was referred House Bill No. 405, a bill providing for vacating, establishing or widening streets and alleys in any city and town in the State, report said bill back to the House, with the recommendation that said bill be passed.

Which report was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Cities and Towns.

MR. SPEAKER :

Your Committee on Cities and Towns, to whom was referred House Bill No. 301, an act to amend section sixteen of the general act in relation to the incorporation of cities, approved March 14, 1867, report said bill back to the House, and recommend its passage.

Which report was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Cities and Towns :

MR. SPEAKER :

Your Committee, to whom was referred House Bill No. 403, entitled an act legalizing the incorporation of the town of Tipton, and the official acts of the several Boards of Trustees and other

officers, having carefully considered said bill, report the same back with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Cities and Towns :

MR. SPEAKER :

Your Committee on Cities and Towns, to whom was referred House Bill No. 400, an act legalizing certain elections, etc., of the town of Knightstown, report said bill back to the House, with the recommendation that said bill be passed.

Which report was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Cities and Towns :

MR. SPEAKER :

Your Committee on Cities and Towns, to whom was referred House Bill No. 381, "an act to amend section 3 of an act entitled, 'An act to authorize cities and towns to negotiate and sell bonds,' etc., approved March 8, 1873," report said bill back to the House with the recommendation that it do pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Engrossed Bills:

MR. SPEAKER :

Your Committee on Engrossed Bills have compared Engrossed House Bills Nos. 288, 143, 32, 266, and 407, with the original copies, and find the same in all respects correctly engrossed.

Which report was concurred in.

Mr. Osborn moved to suspend the order of business, and place

House Bill No. 288 (being an act fixing the per diem of Members of the General Assembly) upon its passage.

Which motion prevailed.

Engrossed House Bill No. 288 was read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Glassgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—80.

Those who voted in the negative were,

Messrs. Davis, Gilbert, Heller, Jackson, Kennedy of Montgomery, Miller of Vanderburgh, Pfafflin, Shaffer, Walz and Washburn—10.

So the bill passed.

The Committee on Roads submitted the following report:

MR. SPEAKER:

The Committee on Roads, to whom was referred House Bill No. 318, an act to authorize county commissioners to act as road super-

visors and prescribing their duties, have had the same under consideration, and after careful examination instruct me to make the following report : That said bill be indefinitely postponed.

Which report was concurred in, and the bill so ordered.

The Committee on Roads submitted the following report :

MR. SPEAKER :

Your Committee on Roads, to whom was referred House Bill 236, reducing toll on gravel roads, have duly considered the same and recommend that the same be laid on the table.

Which report was concurred in, and the bill so ordered.

The Committee on Roads submitted the following report :

MR. SPEAKER :

The Committee on Roads, to whom was referred House Bill No. 373, have had the same under consideration and would recommend its passage.

Which report was concurred in.

Mr. Thomas moved to suspend the order of business and place the bill upon its passage now.

Which motion did not prevail, and the bill was ordered to be engrossed.

The Committee on Insurance submitted the following report :

MR. SPEAKER :

Your Committee on Insurance, to whom was referred House Bill No. 239, introduced by Mr. Davis, and in relation to premiums upon life policies, have had the same under consideration and have directed me to report said bill back to the House with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

Mr. Davis, from the Committee on Judiciary, submitted the following majority report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 75, in relation to partition of lands, etc., have had the same under consideration, and a majority of the Committee have instructed me to report the same back to the House and recommend its passage.

Mr. Forkner, from the Committee on Judiciary, submitted the following minority report :

MR. SPEAKER :

The Committee on Judiciary have had under consideration House Bill No. 75, entitled an act supplemental to an act entitled "An act concerning partition of lands," approved May 20, 1852, and the minority of the committee recommend the following amendments :

First—That the title of said bill be amended by inserting the word "the" between the words "concurring" and "partition" in the second line.

Second—That section one of said bill be amended by striking out the words "during coverture with a subsequent husband" where they occur in lines seven and eight, and by inserting in their stead the following words: "In which any married woman shall have any interest," and by striking out the word "and" in line eleven, and by striking out all of said section after the word "land" in line fifteen.

Third—That section two of said act be stricken out.

Fourth—That the "3" immediately following the word "section" in line five, page two, be stricken out and the figure "2" be inserted.

And we further recommend that said bill, when so amended, be engrossed and put upon its passage.

Mr. Davis moved that the amendments submitted by the minority of said Committee do lie upon the table.

Messrs. Glasgow and Davis demanded the ayes and noes.

The question being, shall the minority report lie upon the table?

Those who voted in the affirmative were,

Messrs. Barney, Bellows, Brown of Jasper, Brown of Rush, Cantley, Collins, Davison, Davis, Edwards, Emerson, Gossman, Harris of Madison, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Kennedy of Morgan, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Walz, Waterman, Willett, Williams of Brown and Mr. Speaker—54.

Those who voted in the negative were,

Messrs. Arnold, Charters, Clark, Crumpacker, Dale, Darnall, Evans, Favorite, Forkner, Gilbert, Glasgow, Harris of Wayne, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Miller of Parke, Miller of Vanderburgh, Pfafflin, Ratliff, Ragan, Reeder, Ribble, Shaffer, Shortridge, Shugart, Thomas, Thompson of Marion, Trusler, Twibill, Washburn, Williams of Lawrence and Wynn—35.

So the minority report was ordered to lie upon the table, and, on motion, the bill ordered engrossed.

On motion of Mr. Arnold, the House adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

Mr. Hopkins offered the following resolution :

Resolved by the House of Representatives, the Senate concurring,
That no appropriation shall be made for the erection of any new public building, or for any additions to or alterations of any existing public building until the proposition therefor, shall be reported on by the Joint Committee on Public Buildings.

Which was, on motion of Mr. Havens, ordered to lie upon the table.

Mr. Hopkins submitted the following report from the Committee on Public Buildings:

TO THE HOUSE OF REPRESENTATIVES :

Your Committee on Public Buildings having visited the Blind Asylum, and considered the request of the Trustees for an appropriation to enlarge the buildings, respectfully report that they decline to recommend any appropriation for new buildings.

1. Because they think that a large space of the building now devoted to reception and family rooms may be utilized for the blind, and

2. Because they think that when new buildings become imperative, the institution should be moved out of the city and be of less inflammable character. Provision for current repairs should be passed upon by the Committee on Benevolent Institutions.

Which report was concurred in.

Mr. Hopkins submitted the following report :

MR. SPEAKER :

Your Committee on Public Buildings having visited the Asylum for the Deaf and Dumb, found its buildings in good order and needing no special appropriation for new buildings. What may be needed for current repairs belongs to current expenses, and is left to be reported by the Committee on Benevolent Institutions. But we found the sewerage defective and imperatively needing enlarge-

ment and a connection with the city sewerage. We, therefore, recommend an appropriation of three thousand dollars for sewerage for this institution.

Which report was concurred in, and referred to the Committee on Ways and Means.

Mr. Hopkins submitted the following report :

MR. SPEAKER :

Your Committee on Public Buildings, feeling it to be their duty to examine the manner in which appropriations for Public Buildings have been expended, visited the Insane Asylum to ascertain the use made of the large appropriations of the last General Assembly. We found everything in apparent good order, the present capacity of the buildings sufficient for four hundred and fifty patients, the new additions consisting of one hundred and seventeen rooms to accommodate one hundred and fifty additional patients; but charges of mismanagement and extravagance having been made in the Senate, and a special committee appointed to investigate, we concluded to leave the whole matter in their hands, and consequently we have no recommendations to make concerning the present institution.

Which report was concurred in.

Mr. Hopkins submitted the following report :

MR. SPEAKER :

Your Joint Committee, on the part of the House and Senate, on Public Buildings, would respectfully report concerning the State Normal School at Terre Haute, that your Committee visited this Institution for the purpose of inspecting its buildings and grounds, and ascertaining their condition and needs, and also summoned before them the architect, J. A. Vrydagh, Esq., with his plans and estimates, in order to ascertain the entire cost of the structure, its conformity to original estimates, and the amount yet actually necessary. They found the Normal School building to be a large and handsome structure, occupying a block in the centre of the city, and every way creditable to the State. But it has never been fin-

ished. The fence, by courtesy so called, is but the remains of an old board fence enclosing the grounds before the building was erected; the basement and upper story are in an unfinished state; two stairways from basement to upper floors are yet wanting, and the minor finishing in several respects uncompleted.

The Trustees have been compelled to anticipate legislative action in order properly to heat the building, and supply it with water. The following summary from the report of the architect, will inform you of its cost and needs, and dissipate the erroneous impression that the cost of the building has greatly exceeded the original estimates.

The original estimates for the Normal School Building, according to the plan adopted by the Legislature, were :

| | |
|---|--------------|
| The building complete in three stories, and the janitor's room..... | \$162,608 00 |
| To complete the basement..... | 6,800 00 |
| The furniture for building..... | 6,660 00 |
| An iron fence..... | 11,000 00 |
| Commission of Architect..... | 5,592 00 |

| | |
|------------------------------|--------------|
| Total original estimate..... | \$195,660 00 |
|------------------------------|--------------|

| | |
|---|------------|
| The changes in the original estimates are additional for water closets..... | \$1,153 65 |
| Water and steam heating works | 16,000 00 |
| Commission of Architect..... | 600 00 |

| | |
|--|-------------|
| | \$17,753 65 |
|--|-------------|

| | |
|-------------------------|--------------|
| Total of estimates..... | \$213,413 65 |
|-------------------------|--------------|

| | |
|---|---------|
| The total cost of the building to September of 1874, was..... | 159,000 |
| Stoves, furnaces and furniture..... | 7,000 |
| Architects commission..... | 5,565 |

| | |
|------------|-----------|
| Total..... | \$171,565 |
|------------|-----------|

| | |
|--|-----------|
| Estimated cost of completing the building, including fence, water and steam, furniture, architect, etc.... | 55,465 75 |
|--|-----------|

| | |
|------------|--------------|
| Total..... | \$227,030 75 |
|------------|--------------|

| | |
|---|-------------|
| Excess of cost of finishing, as now contemplated over original estimates..... | \$13,617 10 |
| But in this excess there is the cost of tricking and painting, pressed brick, lightning rods, temporary work in basement, etc., amounting to..... | 8,278 48 |
| Showing an actual excess of only..... | \$5,338 62 |

While in fact the increase is made by additions of steam and water apparatus much in excess of this.

In short the Normal School has cost less than the original estimates, not more. No changes have been made in the original structure, except to add conveniences, and when it is remembered that the work was let in separate parts, has gone on at intervals, and has encountered the usual waste of delays, the result is very satisfactory.

It is not the province of your Committee on Public Buildings to discuss the merits of the Normal School, or to set forth its importance as one of our educational institutions; but taking it as we find it, the natural head of our common school system, by its business of educating teachers, we have no hesitation in saying that the buildings ought to be completed at once. The managers of the school assure us that its available room is overrun; that to complete the basement and upper floor will double its accommodation, and that the amount asked for will be sufficient. The Architect has given us an itemized estimate of what is needed, and we are satisfied that it is reliable. We, therefore, recommend the necessary appropriations, and submit for your adoption the following concurrent resolution:

Resolved by the House, the Senate concurring, That the Committee of Ways and Means of the House, and of Finance of the Senate, be, and they hereby are instructed to incorporate into the proper appropriation bill an appropriation of twenty-two thousand dollars for the payment of the debts incurred by the Trustees of the Normal school, and also an appropriation of thirty-seven thousand dollars to enable them to complete and fence the building.

The Committee on Public Buildings submitted the following report:

MR. SPEAKER:

Your Committee on Public Buildings, jointly with the Committee of the Senate, to whom was referred House Bill No. 256, to authorize and provide for a new State House, have had the same under consideration, and are of the opinion that it has been well digested, and provides all reasonable guarantees for the public welfare. We do not think it necessary to argue the question of the mode of a State House, as the experience of each member can settle that. Nor is the State too poor to provide necessary buildings. We therefore, return this bill, without any amendment, and unanimously recommend its passage.

Mr. Martin of Wells, moved to indefinitely postpone the same.

Which motion did not prevail, and the bill was ordered engrossed.

On motion of Mr. Davis, the same was made a special order for Wednesday next at 2 o'clock p. m.

Engrossed House Bill No. 172 was read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Cantley, Charters, Collins, Crumpacker, Dale, Darnall, Davison, Emerson, Evans, Favorite, Forkner, Glasgow, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Jackson, Johnston of Dearborn, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Martin of Wells, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Osborn, Patterson, Pfafflin, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Shaffer, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Wynn—63.

Those who voted in the negative were,

Messrs. Bellows, Clark, Davis, Edwards, Fulk, Gilbert, Gossman, Henderson, Horn, Johnson of Carroll, Keightly, Lincoln, Martin of Franklin, Megenity, Pyeatt, Ramsey, Reeder, Roseberry, Shaw, Snyder, Thompson of Henry, Trusler, and Williams of Brown—23.

So the bill passed.

Engrossed Joint Resolution No. 8, was taken up, read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—87.

Those who voted in the negative were,

Messrs. Cantley and Johnston of Dearborn—2.

So the Joint Resolution passed.

Engrossed House Bill No. 293, was taken up, read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, ^Bellows, Bence, Brown of Jasper, Clark, Crumpacker, Dale, Davis, Emerson, Evans, Favorite, Forkner, Gilbert, Glasgow, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Martin of Wells, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, Nash, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence and Wynn—61.

Those who voted in the negative were,

Messrs. Brown of Rush, Cantley, Charters, Collins, Darnall, Davison, Edwards, Fulk, Gossman, Heller, Johnston of Dearborn, Lincoln, Martin of Franklin, Marvin of Fountain, Montgomery, McFadden, McMichael, Patterson, Pyeatt, Reddick, Reno, Shaw and Taylor of Daviess—23.

So the bill passed.

Engrossed House Bill No. 242 was taken up, read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Brown of Rush, Charters, Clark, Collins, Dale, Darnall, Davis, Favorite, Gilbert, Harris of Wayne, Havens, Henderson, Johnson of Carroll, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Nash, Ratliff, Ragan, Reeder, Ribble, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton and Twibill—27.

Those who voted in the negative were,

Messrs. Arnold, Brown of Jasper, Cantley, Crumpacker, Davison, Edwards, Emerson, Evans, Forkner, Fulk, Glasgow, Gossman, Haynes, Heller, Hopkins, Horn, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—57.

So the bill failed to pass.

Leave of absence was granted Messrs. Horn, Harris of Madison and Wynn, and to the Joint Committee on Public Buildings, until Tuesday next.

Leave of absence was granted Mr. Ames, until to-morrow, on account of illness.

Mr. Woody offered the following resolution :

Resolved, That this evening at 7 o'clock we commence and hold a night session.

Which resolution was not adopted.

House Bill No. 389 was read a third time.

The question being, shall the bill pass?

Mr. Heller moved that it be made the special order for Thursday next at 2 o'clock p. m.

Which motion prevailed.

House Bill 192, was read a third time and, on motion of Mr. Arnold, was ordered to lie upon the table.

Engrossed House Bill No. 350 was taken up, read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harris of Wayne, Haynes, Heighway, Heller, Henderson, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—78.

Those who voted in the negative were,

Messrs. Cantley, Forkner, Kennedy of Morgan, McMichael—4.

So the bill passed.

Engrossed House Bill No. 344, was taken up, read a third time, and put upon its passage.

The question being shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Evans, Favorite, Fulk, Filbert, Glasgow, Harris of Wayne, Havens, Heighway, Heller, Henderson, Hopkins, Jack-

son, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Martin of Franklin, Martin of Wells, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, Osborn, Peycatt, Pfafflin, Ramsey, Ragan, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Trusler, Walz, Washburne, Waterman, Willett, Williams of Brown, Williams of Lawrence and Wynn—67.

Those who voted in the negative were,

Messrs. Cantley, Charters, Clark, Gossman, Haynes, Johnson of Carroll, Johnston of Dearborn, Law, Lincoln, Marvin of Fountain, Meginity, McFadden, McMichael, Patterson, Reno, Shaw, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Twibill and Woody—23.

So the bill passed.

Engrossed House Bill No. 282 was taken from the table, read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Charters, Clark, Crane, Dale, Davison, Favorite, Fulk, Gilbert, Harris of Wayne, Haynes, Hopkins, Johnson of Carroll, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Franklin, Martin of Wells, Miller of Parke, Montgomery, McCord, McMichael, Nash, Osborn, Pyeatt, Ratliff, Reeder, Reno, Ribble, Shaffer, Shaw, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill and Washburn—44.

Those who voted in the negative were,

Messrs. Bellows, Cantley, Crumpacker, Davison, Davis, Edwards, Evans, Forkner, Glasgow, Havens, Highway, Heller, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Lanham, Leeper, Lincoln, Marvin of Fountain, Meginity, Miller of Parke,

McFadden, Patterson, Pfafflin, Ramsey, Ragan, Reddick, Romine, Roseberry, Shortridge, Snyder, Taylor of Daviess, Thompson of Henry, Walz, Willett, Williams of Brown, Williams of Lawrence, and Wynn—42.

So the bill failed to pass.

Mr. Davis called to the Chair.

The Committee on Enrolled Bills submitted the following report:

MR. SPEAKER:

Your Committee on Enrolled Bills would respectfully report that on this, the 19th day of February, 1875, they presented Enrolled Senate Bill No. 191, to the Governor, for his approval and signature.

Leave of absence was granted Mr. Burson, until Tuesday next, on account of illness.

Engrossed House Bill No. 16 was taken up, read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Clark, Collins, Crumpacker, Dale, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborne, Patterson, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Trusler, Twibill, Waterman, Willet, Williams of Brown and Williams of Lawrence—70.

Those who voted in the negative were,

Messrs. Cantley, Darnall, Davison, Gossman, Heller, Hopkins, Johnston of Carroll, Kennedy of Montgomery, Miller of Vanderburgh, Pfafflin, Shaffer, Taylor of Tipton, Walz, Washburn, Woody and Wynn—16.

So the bill passed.

Engrossed House Bill No. 325 was taken up, read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harris of Wayne, Havens, Haynes, Highway, Heller, Henderson, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Ptafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—84.

Messrs. Forkner and Taylor of Daviess, voting in the negative.

So the bill passed.

Mr. Lanham moved to adjourn.

Which motion did not prevail.

Mr. Wynn offered a petition on the subject of county boundaries.

Which was ordered to accompany Senate Bill No. 98, to the Committee on Judiciary.

Engrossed House Bill No. 253, was taken up, read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bence, Brown of Jasper, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Forkner, Fulk, Gilbert, Harris of Wayne, Havens, Henderson, Hopkins, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, Nash, Osborn, Pyeatt, Pfafflin, Ratliff, Ragan, Ribble, Roseberry, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Washburn and Williams of Lawrence—48.

Those who voted in the negative were,

Merss. Bellows, Brown of Rush, Cantley, Charters, Edwards, Evans, Favorite, Glassgow, Gossman, Haynes, Heighway, Heller, Jackson, Johnston of Dearborn, Kennedy of Marion, Lanham, Law, Lincoln, Martin of Franklin, McMichael, Patterson, Ramsey, Reddick, Reeder, Reno, Romine, Shaffer, Snyder, Taylor of Tipton, Trusler, Twibill, Willett, Williams of Brown, Woody and Mr. Speaker—35.

So the bill failed to pass.

Mr. Leeper, from the Committee on Engrossed Bills, submitted the following report :

MR. SPEAKER :

The Committee on Engrossed Bills have carefully compared

House Bills Nos. 339 and 364 with the original copies, and find the same in all things correctly engrossed.

Which report was concurred in.

On motion of Mr. Martin of Wells, the House adjourned until to-morrow morning at 10 o'clock.

DAVID TURPIE,
Speaker.

SATURDAY MORNING.

FEBRUARY 20, 1875, 9 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the Chair.

The Journal of yesterday was read in part when, on motion of Mr. Caldwell, the further reading thereof was dispensed with.

Leave of absence was granted Messrs. Cantley, Forkner and Thompson of Henry, until Tuesday morning.

Leave of absence was granted Mr. Kennedy of Montgomery, until this afternoon.

Mr. Davis moved that when the House adjourn it be until Monday next at 2 o'clock p. m.

Which motion prevailed.

Leave of absence was granted Messrs. Ragan, Reno, Miller of Vanderburgh, and Pfafflin until Monday next at 2 o'clock p. m.

Leave of absence was granted Messrs. Ratliff, Thomas and Charters until Tuesday next at 2 o'clock p. m.

The following report was submitted from the Committee on Roads:

MR. SPEAKER:

Your Committee on Roads, to whom was referred House Bill No. 105, An act to amend section 1 of an "act to provide for opening, vacating, and change of highways" introduced by Mr. Collins, have had the same under consideration and instructed me to make the following report, that said bill lie upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was submitted from the Committee on Roads:

MR. SPEAKER:

Your Committee on Roads, to whom was referred House Bill No. 217, providing for legalizing certain assessments to build gravel roads, have examined the same and recommend that the same be passed.

Which report was concurred in, and bill ordered to be engrossed.

The following report was made from the Committee on Roads:

MR. SPEAKER:

Your Committee on Roads, to whom was referred House Bill No. 157, a bill to provide for the improvement of public highways, have had the same under consideration, and after careful consideration, instructs me to report the same back with the recommendation that said bill lie upon the table.

Which report was concurred in, and bill so ordered.

Mr. Haynes submitted the following report:

MR. SPEAKER:

Your Committee on Roads, to whom was referred House Bill No.

300, an act to amend section six, providing for the election or appointment of supervisors, introduced by Mr. Caldwell, have had the same under consideration, and instruct me to make the following report, that said bill lie upon the table.

Which report was concurred in, and bill ordered to lie upon the table.

The Committee on Roads submitted the following report:

MR. SPEAKER:

The Committee on Roads, to whom was referred House Bill No. 199, an act to amend section one of an act entitled "An act to amend an act providing for the election or appointment of supervisors of highways and prescribing certain of their duties, and those of county and township officers in relation thereto," approved March 5, 1859, and approved December 20, 1865, have had the same under consideration and recommend that it lie upon the table.

Which was concurred in, and bill ordered to lie upon the table.

The Committee on Roads submitted the following report:

MR. SPEAKER:

Your Committee on Roads, to whom was referred House Bill No. 163, "an act regulating the working on public highways," have had the same under consideration, and instruct me to make the following report that said bill lie upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was submitted from the Committee on County and Township Business:

MR. SPEAKER:

Your Committee on County and Township Business, to whom was referred House Bill No. 380, "an act providing for the election, prescribing the duties, fixing the fees and manner of collecting, and

defining the liabilities of County Surveyors, and the appointment of a Surveyor General, and defining his duties and fees," report said bill back to the House with the recommendation that it be laid upon the table."

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was submitted from the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred Engrossed Senate Bill No. 157, entitled "An act to amend the 153d section of an act entitled, 'An act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith,' " etc., having considered said bill, authorize me to report the same back to the House, with the recommendation that it pass.

Which report was concurred in.

The following report was made from the Committee on Engrossed Bills :

MR. SPEAKER :

The Committee on Engrossed Bills have carefully compared Engrossed House Bill No. 330 with the original copy, and find the same correctly engrossed.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on County and Township Business :

MR. SPEAKER :

Your Committee on County and Township Business, to whom was referred House Bill No. 363, an act to amend an act entitled "An act to provide for a general system of common schools, the

officers thereof, and their respective powers and duties, and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed," approved March 6, 1865, report said bill back to the House with the recommendation that it pass.

Which report was concurred in.

The Committee on County and Township Business submitted the following report :

MR. SPEAKER:

Your Committee on County and Township Business, to whom was referred House Bill No. 374, have had the same under consideration, and have directed me to report the bill back with the recommendation that it lie upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

Mr. Edwards moved to lay the report of committee upon the table.

Which motion prevailed.

Mr. Ramsey moved a reconsideration of the vote by which the report of the committee was ordered to lie upon the table.

Which motion prevailed.

Mr. Davis moved to amend the motion of Mr. Edwards by laying the bill upon the table.

Which motion did not prevail.

Mr. Walz moved that the bill be indefinitely postponed.

Which motion did not prevail.

Mr. Edwards moved that it be made a special order for Tuesday next, at 10 o'clock a. m.

Mr. Leeper moved to lay Mr. Edwards' motion on the table.

Which motion prevailed, and the bill was ordered to be engrossed.

The following report was submitted from the Committee on County and Township Business :

MR. SPEAKER :

Your Committee on County and Township Business having considered House Bill No. 358, An act to amend the fourth and eighth paragraphs of section seven of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," report said bill back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill ordered to lie upon the table.

The following report was submitted from the Committee on County and Township Business :

MR. SPEAKER :

Your Committee on County and Township Business, to whom was referred House Bill No. 348, an act to amend "an act to provide for the reimbursement to certain counties therein named of certain taxes illegally assessed and collected for the year 1869, and paid into the State Treasury, and declaring an emergency," approved March 8, 1873, report said bill back to the House with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on County and Township business :

MR. SPEAKER :

The Committee on County and Township business, to whom was referred House Bill No. 377 entitled "an act to amend the 135th section of an act, entitled 'an act to provide for a uniform assessment of property, &c.'" approved December 21, 1872, have directed me to report said bill back to the House with the recommendation that it lie upon the table.

Which was concurred in, and the bill ordered to lie upon the table.

The following report was made from the Committee on County and Township business :

MR. SPEAKER :

Your Committee on County and Township business, to whom was referred Engrossed Senate Bill No. 106, "an act to authorize incorporated towns to issue bonds, &c." report said bill back to the House with the recommendation that it pass.

Which report was concurred in.

The message from the Governor was read a first time, and, on motion, was referred to the Committee on Judiciary.

Mr. Shugart introduced

House Bill No. 456, "an act for the further protection of miners."

Which was read a first time.

On motion of Mr. Davis, Mr. Bearss was excused for absence to date.

Engrossed Senate Bill No. 204, was read a second time and, on motion, was referred to the Committee on Scientific and Benevolent Institutions.

Mr. Collins moved to reconsider the vote just taken, by which the bill was referred to the Committee on Scientific and Benevolent Institutions.

Which motion did not prevail.

House Bill No. 414, introduced by Mr. Hopkins, was read a second time and, on motion, was referred to the Committee on Rights and Privileges.

House Bill No. 415, introduced by Mr. Martin of Wells, was read a second time and, on motion, ordered to be engrossed.

House Bill No. 416, introduced by Mr. McFadden, was read a second time and, on motion, was referred to the Committee on Corporations.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate, to inform the House of Representatives, that the Senate has passed Engrossed Senate Bill No. 63, entitled " An act regulating the vending or giving away spirituous liquors in incorporated towns, fixing penalties for the violation of certain ordinances on the subject, defining the powers and duties of the trustees of such towns in relation thereto, and providing for the collection of such penalties."

Also, engrossed Senate Bill No. 230, entitled " An act to amend the tenth section of the General Assignment Law," and declaring emergency.

And the same are herewith transmitted to the House.

House Bill No. 417, introduced by Mr. Thompson of Henry, was read a second time, and, on motion, was referred to the Committee on Benevolent Institutions.

On motion of Mr. Darnall, the House adjourned until Monday next, at 2 o'clock p. m.

DAVID TURPIE,

Speaker.

MONDAY AFTERNOON.

FEBRUARY 22, 1875—2 O'CLOCK.

House met pursuant to adjournment, with the Speaker in the chair.

The Journal of Saturday was read in part, when, on motion of Mr. Martin of Wells, the further reading of the same was dispensed with.

Mr. Martin of Wells, offered the following Joint Resolution :

WHEREAS, The faith of both great political parties of the United States, is plighted to the people against the granting of subsidies, whether of public lands or public money, to railroad corporations; and

WHEREAS, An attempt is now being made in Congress, to grant public aid to one of those corporations, in the shape of a large donation of public property to what is known as the Texas Pacific Railroad Company ; therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate thereof concurring, That our Senators in the United States Congress are hereby instructed, and our Representatives in that body requested, to use all honorable means to prevent the granting by Congress of one dollar or one acre of the public property to aid in the construction of the aforesaid Texas Pacific or any other Railroad.

Which was read a first time.

Mr. Williams of Brown introduced

House Bill No. 457. An act for the relief of Joshua D. McQueen, Howard Lee, *et al.*

Which was read a first time.

Mr. Caldwell offered the following memorial on the subject of the Swamp Land Commissioners :

INDIANAPOLIS, February 15, 1875.

TO THE GENERAL ASSEMBLY OF THE STATE OF INDIANA :

Your memorialists would respectfully represent that Samuel R. Childs, then Swamp Land Commissioner of the County of Lake and State of Indiana, duly issued the following certificates for work done under contracts in ditching swamp lands in said county, to-wit :

On Ditch No. — Township 36, Range 10 west, in favor of E. J. Scheiber, for \$95.92, dated September 20th, 1858. On Ditch No. — same Township and Range, in favor of A. C. Stanton, for \$69.60, dated May 16th, 1859. On Ditch No. — same Township and Range 9, in favor of A. C. Stanton, for \$215.04, dated May 5th, 1859.

On ditch No. —, same township and range 9, in favor of A. C. Stanton, for \$203.36, dated May 5, 1859.

And on ditch No. —, township 36, range 9, west, in favor of A. C. Stanton, for \$35.00, dated May 2, 1859.

And that the same are still outstanding, unpaid and unsatisfied, and a change on the swamp land fund ; that said certificates are now the property of your memorialists and they also hold them for value, and that there is still a large amount of said swamp land fund in the possession of the State unexpended ; that by the act of the General Assembly of March 11, 1873, the same was carried to the credit of the school fund and embraced in a non-negotiable bond of the State for the benefit of the common schools of the State, and the amount so carried to the credit of said fund is largely in excess of said claims, being, as your memorialists are informed, \$38,203.82. Your memorialists would pray that an appropriation be made out of the school or general fund of the State to pay the amount of said certificates and interest thereon, and as in duty bound your memorialists will ever pray.

E. J. SHREIBER,

By McDONALD & BUTLER,

His Attorneys.

Which was referred to the Committee on Claims.

Mr. Caldwell presented a petition from citizens.

Which was referred to the Committee on Fees and Salaries.

Mr. Johnston of Dearborn, introduced

House Bill No. 458. An act repealing an act entitled "An act authorizing the appropriation of money out of the State Treasury for the use of the Indiana University, located at Bloomington, Monroe county," approved February 19, 1873.

Which was read a first time.

Mr. Barney presented a petition from sundry citizens on the subject of reform and retrenchment in public expenditures.

Which was referred to the Committee on Fees and Salaries.

Mr. Davis was called to the chair.

Mr. Bellows presented a petition from sundry citizens on the subject of temperance.

Which was referred to the Committee on Temperance.

Mr. Smith introduced

House Bill No. 459. An act to protect Sheriffs and Constables from the payment of costs and damages in cases where they levy on property the title to which is doubtful or in dispute.

Which was read a first time.

Mr. Turpie introduced

House Bill No. 460. An act to amend the first section of an act entitled "An act to incorporate the Widow's and Orphan's Asylum, of Indianapolis," approved February 13, 1851, and changing the name of said corporation.

Which was read a first time.

Mr. Turpie moved that the rules be suspended, and that the bill be read a second time.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gossman, Harris of Wayne, Havens, Haynes, Heighway, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborne, Patterson, Pyeatt, Ramsey, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—77.

No one voting in the negative.

So the rules were suspended, the bill read a second time, and ordered to be engrossed.

Mr. Turpie presented the claim of J. J. Bingham.

Which was referred to the Committee on Claims.

Mr. Keightley introduced

House Bill No. 461. An act to amend section 18 of an act entitled "An act regulating descents and the apportionment of estates," approved May 14th, 1852.

Which was read a first time.

Mr. Snyder presented the following letter from the inmates of the Blind Asylum :

INDIANAPOLIS, Feb. 20, 1873.

GENTLEMEN OF THE LEGISLATURE :

We as pupils of the Institution, appeal to your honor, imploring that you would as honorable men endeavor to release our Institution from the fearful fetters which bind it, for heaven only knows what deception is carried on here. We wish you to investigate matters farther, by coming and conversing with the pupils individually. Do not if you value the truth, say anything about it before him who pretends to discharge the duties of the Superintendent, for we know his revengeful spirit, and would be afraid to tell the truth before him, and if he retains his office he will show us no mercy. He has taken no interest in the institution ever since he commenced writing his grammar, about three years. He has been in chapel exercises not more than six times this term, and has made brief calls on one or two classes. We close by beseeching you to rid us of this wolf in sheeps clothing. Gentlemen we have not exaggerated this matter, God in heaven above being our judge.

On motion of Mr. Daanall, the letter was referred to the Committee on Benevolent Institutions.

Mr. Snyder introduced the following resolution :

Resolved, That a select committee of three be appointed by the Speaker to inquire into the management of the Blind Asylum, and ascertain if the inmates, or any of them, are cruelly treated by the Superintendent or any of the officers thereof, and report to this House.

Which resolution was adopted.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representa-

tives that the Senate has passed the following House Concurrent Resolution :

Be it Resolved by the House of Representatives, the Senate concurring therein, That a special committee of three on the part of the House, and two on the part of the Senate, be appointed to proceed to the State Prison South, and proceed with the investigation recently begun by the regular committee of the House and Senate, and such three men from the House and two from the Senate, to continue such investigation, shall be of diverse politics, and selected from the standing committees of the House and Senate. With the following amendment :

Amend by striking out all after the word "herein," and insert the following : "That the Chairman of the Prison Committee of each House appoint three persons who are members of his committee, to be of diverse politics, to act as a sub-committee for the further investigation of the State Prison South, and to have all the power conferred upon the regular committee; the report of their investigation to be made to the regular committee, for their consideration and action thereon." And said resolution, together with said amendment, is herewith transmitted to the House of Representatives.

Mr. Willett introduced

House Bill No. 462. "An act concerning railroads, their control and their charges for transportation, and providing for the appointment of a commissioner, with defined powers, and to equalize rates so that a maximum net income of ten per centum shall be authorized to be received from the people by railroad companies, on the actual value of railroad property."

Which was read a first time.

Mr. Charters introduced

House Bill 463. An act repealing "an act entitled 'an act authorizing the assessment of lands for plank, macademized and gravel road purposes, repealing certain laws on the subject, and declaring an emergency.'"

Which was read a first time.

Mr. Megenity introduced

House Bill No. 464. "An act to amend sections four, eleven, forty-two and forty-nine, of an act entitled 'an act to divide the State into circuits for judicial purposes, fixing the time of holding Courts therein, abolishing the Courts of Common Pleas, and transferring the business thereof to the Circuit Courts, and providing for the election of Judges and Prosecuting Attorneys in certain cases, approved March 6th, 1873.'"

Which was read a first time.

Mr. Burson introduced

House Bill No. 465. An act to amend section three, of an act regulating Foreign Insurance Companies doing business in this State, prescribing the duties of agents thereof, and the Auditor of State in connection therewith, and providing penalties for the violation of this act," approved December 21, 1865.

Which was read a first time.

Mr. McMichael introduced

House Bill No. 466. An act repealing an act entitled "An act to regulate the sale of intoxicating liquors, to provide against evils resulting from any sale thereof, to furnish remedies for damages suffered by any person in consequence of such sale, prescribing penalties to repeal all laws contravening the provisions of this act," and declaring an emergency, approved February 27, 1873.

Which was read a first time.

The following resolution was offered by Mr. McMichael :

Resolved, That a special committee of three be appointed to examine the employe list of the House, as furnished the Auditor of State, and the books of said Auditor, with a view of ascertaining if the warrants drawn are in accordance with the law upon that subject as to the number and position of those employed, and be it further,

Resolved, That said special committee inquire into the expedi-

ency of so amending the law upon that subject as to cut down the number of such employes to an actual working basis, and that said committee report by bill or otherwise their action thereupon.

Which resolution was adopted.

Mr. Leeper introduced

House Bill No. 467. An act to amend section 4 of an act entitled, "An act to discourage the keeping of useless and sheep-killing dogs, and providing penalties for the violation of any of the provisions of this act by officers and others, and also repealing an act to license dogs," approved March 11, 1861, and providing that nothing in this act shall be so construed as to conflict with the provisions of an act entitled, "An act for the protection of sheep," approved June 15, 1852, approved March 2, 1865.

Which was read a first time.

Mr. Shortridge introduced

House Bill No. 468. An act to abolish the Criminal Court of Tippecanoe county, creating the county of Tippecanoe as the 23d Judicial Circuit, transferring the criminal business thereto, and other matters connected therewith.

Which was read a first time.

Mr. Shortridge moved to suspend the rules, and that the bill be read a second time.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gossman, Harris of Wayne, Haynes, Heighway, Heller, Henderson, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Frank-

lin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Patterson, Pyeatt, Ramsey, Reddick, Reeder, Ribble, Romine, Shaffer, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—78.

Those who voted in the negative were,

Messrs. Law, Miller of Vanderburgh, McFadden—4.

So the rules were suspended, and the bill read a second time.

On motion of Mr. Havens, the same was referred to the Committee on the Organization of Courts.

Mr. Williams of Brown, moved to suspend the order of business, and take up Senate Bill No. 230.

Which motion prevailed.

Engrossed Senate Bill No. 230, an act to amend the tenth section of the general assignment law, and declaring an emergency.

Was read a first time.

Mr. Williams of Brown, moved that the rules be suspended and the bill read a second time.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gilbert, Glassgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Jackson, Johnston of Dearborn, Keightly,

Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortidge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—88.

No one voting in the negative.

So the rules were suspended, and the bill read a second time.

Mr. Williams of Brown, moved that the rules be suspended and bill be read a third time.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gossman, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Ramsey, Ragan, Reddick, Reeder, Ribble, Romine, Roseberry, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—81.

Mr. Collins voting in the negative.

H. J.—57

So the rules were suspended, and the bill read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gossman, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Ramsey, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—80.

Mr. Marvin of Boone, voting in the negative.

So the bill passed.

Mr. Trusler offered the following resolution:

WHEREAS, There is much important business yet to be transacted by this House, and but a few days yet remaining to complete the same; therefore,

Be it Resolved, That no member of this House shall occupy the floor in the discussion of any subject, longer than ten minutes, without leave of the House.

Which was adopted.

Mr. Havens introduced

House Bill No. 469. An act to amend an act entitled, "An act

in relation to the organization of the two Houses of the General Assembly, prescribing the numbers of officers and employes of each House, and regulating their duties."

Which was read a first time.

Mr. Collins presented a memorial from sundry citizens on the subject of Insurance.

Which was referred to the Committee on Insurance.

Mr. Lanham introduced

House Bill No. 470. An act to amend an act entitled "An act to regulate the sale of intoxicating liquors, to provide against evils resulting from any sale thereof, to furnish remedies for damages suffered by any person in consequence of such sale, prescribing penalties to repeal all laws contravening the provisions of this act, and declaring an emergency," approved February 27, 1873.

Which was read a first time.

Mr. Keightly presented the claims of Lucien Barber and Charles P. Jacobs.

Which were referred to the Committee on Ways and Means.

Mr. Havens presented a petition from sundry citizens on the subject of Insurance.

Which was referred to the Committee on Insurance.

Mr. Waterman introduced

House Bill No. 471. A bill providing for the purchase of additional lands for the use of the House of Refuge.

Which was read a first time.

Engrossed Senate Bill No. 63. An act regulating the vending or giving away spiritous liquors in incorporate towns; fixing penal-

ties for the violation of certain ordinances on that subject ; defining the powers and duties of the trustees of such towns in relation thereto, and providing for the collection of such penalties.

Which was read a first time.

House Bill No. 418, introduced by Mr. Martin of Wells, was read a second time and, on motion, ordered to be engrossed.

House Bill No. 419, introduced by Mr. Williams of Brown, was read a second time and, on motion, referred to the Committee on County and Township Business.

House Bill No. 420, introduced by Mr. Williams of Brown, was read a second time and, on motion, referred to the Committee on Fees and Salaries.

House Bill No. 421, introduced by Mr. Williams of Brown, was read a second time, and, on motion, referred to the Committee on Education.

House Bill No. 422, introduced by Mr. Marvin of Boone, was read a second time, and, on motion, referred to the Committee on Agriculture.

House Bill No. 423, introduced by Mr. Marvin of Boone, was read a second time, and, on motion, referred to the Committee on Roads.

House Bill No. 424, introduced by Mr. Burson, was read a second time, and, on motion, referred to the Committee on Rights and Privileges.

House Bill No. 425, introduced by Mr. Bence, was read a second time, and, on motion, referred to the Committee on Fees and Salaries.

House Bill No. 426, introduced by Mr. Waterman, was read a second time, and, on motion, referred to the Committee on Printing.

House Bill No. 427, introduced by Mr. Martin of Franklin, was read a second time, and, on motion, referred to the Committee on Cities and Towns.

House Bill No. 428, introduced by Mr. Martin of Franklin, was read a second time, and, on motion, referred to the Committee on Roads.

House Bill No. 429, introduced by Mr. Ramsey, was read a second time and, on motion, referred to the Committee on County and Township Business.

House Bill No. 430, introduced by Mr. Ramsey, was read a second time and, on motion, referred to the Committee on County and Township Business.

House Bill No. 431, introduced by Mr. Morgan, was read a second time and, on motion, referred to the Committee on Corporations.

House Bill No. 432, introduced by Mr. Forkner, was read a second time and, on motion, referred to the Committee on Roads.

House Bill No. 433, introduced by Mr. Hopkins, was read a second time and, on motion, referred to the Committee on Rights and Privileges.

House Bill No. 434, introduced by Mr. Hopkins, was read a second time and, on motion, referred to the Committee on Judiciary.

House Bill No. 435, introduced by Mr. Kennedy of Montgomery, was read a second time and, on motion, ordered to be engrossed.

House Bill No. 436, introduced by Mr. Kennedy of Montgomery, was read a second time and, on motion, referred to the Committee on Judiciary.

House Bill No. 437, introduced by Mr. Kennedy of Montgomery, was read a second time and, on motion, referred to the Committee on Judiciary.

House Bill No. 438, introduced by Mr. Kennedy of Montgomery, was read a second time and, on motion, referred to the Committee on Roads.

House Bill No. 439, introduced by Mr. Ames, was read a second time and, on motion referred to the Committee on Roads.

House Bill No. 442, introduced by Mr. Glasgow, was read a second time and, on motion, referred to the Committee on Roads.

House Bill No. 443, introduced by Mr. Pfafflin, was read a second time and, on motion, referred to the Committee on Federal Relations.

House Bill No. 444, introduced by Mr. Pfafflin, was read a second time and, on motion, referred to the Committee on Judiciary.

House Bill No. 445, introduced by Mr. Miller of Vanderburgh, was read a second time and, on motion, ordered engrossed.

House Bill No. 446, introduced by Mr. Miller of Vanderburgh, was read a second time and, on motion referred to the Committee on County and Township Business.

House Bill No. 447, introduced by Mr. Gilbert, was read a second time and, on motion, referred to the Committee on Education.

House Bill No. 448, introduced by Mr. Ratliff, was read a second time and, on motion, referred to the Committee on the Judiciary.

House Bill No. 449, introduced by Mr. Collins, was read a second time and, on motion, referred to the Committee on Corporations.

House Bill No. 450, introduced by Mr. Johnson of Carroll, was read a second time and, on motion, referred to the Committee on Judiciary.

House Bill No. 451, introduced by Mr. S. M. Taylor, was read a second time and, on motion, referred to the Committee on Judiciary.

House Bill No. 452, introduced by Mr. Caldwell, was read a second time and, on motion, referred to the Committee on Ways and Means.

House Bill No. 454, introduced by Mr. Ramsey, was read a second time and, on motion, ordered to be engrossed.

House Bill No. 456, introduced by Mr. Shugart, was read a second time and, on motion, referred to the Committee on Rights and Privileges.

House Bill No. 441, introduced by Mr. Patterson, was read a second time and, on motion, referred to the Committee on Corporations.

House Bill No. 440, introduced by Mr. Edwards, was read a second time and, on motion, referred to the Committee on Corporations.

On motion of Mr. Trusler, House Bill No. 236 was taken from the table and ordered to be engrossed.

On motion of Mr. Kennedy of Morgan, House Bill No. 70 was taken from the table and ordered to be engrossed.

On motion of Mr. Taylor of Daviess, House Bill No. 40 was taken from the table and ordered to be engrossed.

Leave of absence was granted Mr. Henderson till to-morrow at 9 o'clock a. m.

Mr. Martin of Wells, moved to suspend the rules and take up Joint Resolution No. 10.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Rush, Burson, Caldwell, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Emerson, Favorite, Fulk, Harris of Wayne, Havens,

Haynes, Highway, Heller, Hopkins, Jackson, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Ramsey, Reddick, Reeder, Ribble, Romine, Shaffer, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Willett, Williams of Brown, Williams of Lawrence, Woody, Wyrn and Mr. Speaker—71.

Those who voted in the negative were,

Messrs. Clark, Davis, Evans, Gossman, Johnston of Dearborn and Roseberry—6.

So the rules were suspended.

Joint Resolution No. 10 was read a second time and, on motion, referred to the Committee on Federal Relations.

On motion of Martin of Franklin, Engrossed Senate Bill No. 106, was taken up, read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Rush, Burson, Caldwell, Charters, Collins, Crane, Dale, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gossman, Harris of Wayne, Havens, Haynes, Heller, Hopkins, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Leeper, Martin of Franklin, Martin of Wells, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McFadden, Osborn, Pyeatt, Ramsey, Reddick, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Smith, Snyder, Taylor of Tipton, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence and Mr. Speaker—61.

Those who voted in the negative were,

Messrs. Clark, Crumpacker, Darnall, Jackson, Lanham, Lincoln, Marvin of Fountain, Megenity, McCord, Nash, Patterson, Romine, Shaw, Taylor of Daviess, Thomas and Woody—16.

So the bill passed.

On motion of Mr. Morgan, House Bill No. 330 was taken up, read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Davison, Emerson, Evans, Favorite, Fulk, Gossman, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pyeatt, Ramsay, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Thomas, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—74.

Those who voted in the negative were,

Messrs. Heller and McMichael—2.

So the bill passed.

On motion of Mr. Leeper, Engrossed Senate Bill No. 364 was taken up, read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Burson, Caldwell, Charters, Clark, Collins, Crumpacker, Darnall, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gossman, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Jackson, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Ramsey, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—75.

No one voting in the negative.

So the bill passed.

The question being, shall the title as read stand as the title of the bill?

Whereupon Mr. Leeper moved to amend the title by striking out "declaring emergency."

Which amendment was unanimously adopted, and the title, as amended, was approved.

On motion of Mr. Darnall, the House adjourned until to-morrow morning at 9 o'clock.

DAVID TURPIE,

Speaker.

TUESDAY MORNING.

FEBRUARY 23, 1875—9 O'CLOCK.

The House met pursuant to adjournment. In the absence of the Speaker, Mr. Shaffer called the House to order.

On motion, Mr. Fulk took the chair.

The Journal was read in part, when Mr. Crumpacker moved that the further reading of the same be dispensed with.

Which motion did not prevail, and the reading was continued.

When on motion of Mr. Caldwell, the further reading of the same was dispensed with.

During the reading of the Journal the Speaker resumed the chair.

Mr. Davis moved that a member be added to the Committee on Ways and Means.

Which motion prevailed.

The Committee on Ways and Means submitted the following report:

MR. SPEAKER:

The Committee on Ways and Means, to whom was referred House Bill No. 404, entitled an act to amend the twelfth and thirteenth sections of an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved December 21, 1872. Having carefully considered said bill, do authorize me to report the same back to the House with recommendation that it pass.

Which report was concurred in, and bill ordered engrossed.

The Committee on Ways and Means submitted the following report :

MR. SPEAKER :

The Committee on Ways and Means, to whom was referred House Bill No. 452, entitled an act to amend section one of an act entitled, "An act authorizing the Governor, Auditor and Treasurer of State to make temporary loans," having carefully considered said bill, do authorize me to report the same back to the House, with the recommendation that it pass.

Which report was concurred in.

The following minority report was submitted by the Committee on Ways and Means :

MR. SPEAKER :

The undersigned, members of the Committee on Ways and Means, having had House Bill No. 452 under consideration, respectfully report that in our opinion the presentation and passage of said bill is premature. No appropriation bill has been presented, nor any bill fixing the per centum of taxes for 1875 and 1876. This last should be the regular and proper manner of raising revenue to pay our debts and expenditures, and therefore, should be first presented. Borrowing money to pay our debts and necessary expenditures of our State government, should not be resorted to only in cases of emergency, to save the credit of the State. It should not therefore, be presented as a first, and therefore, apparently as a leading measure of raising revenue. We therefore recommend that the said bill be laid upon the table for the present.

J. M. DARNALL,

M. C. FULK,

MILTON TRUSLER.

Mr. Havens moved to lay the minority report upon the table.

Which motion prevailed.

The majority report was concurred in, and the bill ordered to be engrossed.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 100, entitled "An act in relation to orders issued by cities upon their treasurers, and providing for the presentation, redemption and order of payment of the same."

Engrossed Senate Bill No. 83, entitled "An act to provide against the intoxication on the part of public officers, and providing for the removal of officers therefor."

Engrossed Senate Bill No. 245, entitled an act to amend section two of an act entitled "An act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled 'An act concerning the organization of voluntary associations.'"

Engrossed Senate Bill No. 246, entitled an act to amend sections 36 and 58 of the act entitled "An act granting to the citizens of the town of Evansville, in the county of Vanderburgh, a city charter," approved January 27th, 1847, and adding a supplemental section thereto, etc.

Engrossed Senate Bill No. 16, entitled "An act fixing the compensation of certain officers therein mentioned.

Engrossed Senate Bill No. 105, entitled "An act requiring County Auditors to publish a statement of all the allowance made by the County Commissioner.

Engrossed Senate Bill No. 140, entitled an act to amend section 49 and to repeal sections 48 and 50 of an act entitled "An act regulating general elections and prescribing the duties of officers in relation thereto," approved January 7th, 1872.

Engrossed Senate Bill No. 163, entitled "An act to amend section two of an act entitled 'An act fixing the time of holding Circuit Court in the Thirteenth Judicial Circuit of this State,'"

approved March 10, 1873.

Engrossed Senate Bill No. 56, entitled "An act to amend the first section of an act entitled 'An act to prevent the introduction and spread in this State of the Texas or Spanish cattle fever, etc.'"

Engrossed Senate Bill No. 178, entitled 'An act requiring the officers of certain corporations therein named, to make out and publish annual statements, and providing penalties for the violation thereof.'"

Engrossed Senate Bill No. 125, entitled "An act to amend the sixteenth section of an act entitled 'An act concerning promissory notes, bills of exchange, bonds, and other instruments in writing, signed by any person who promises to pay money or acknowledges money to be due, or for the delivery of any specific article, or to convey property, or to perform any speculation therein mentioned, etc.'"

Engrossed Senate Bill No. 150, entitled "an act to authorize and empower manual labor schools, organized and incorporated under the laws of this State, to accept and execute indentures of apprenticeships, and to make such indentures transferable by such corporations and prescribing the rights and duties of the transfer in case of such transfer."

And the same are herewith transmitted to the House.

The following report was made from the Committee on the Organization of Courts:

MR. SPEAKER:

Your Committee on the Organization of Courts of Justice, to whom was referred House Bill No. 254, have had the same under consideration, and the majority of said Committee, have directed me to report said bill back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

House Bill No. 254, introduced by Mr. Pfafflin was reported back by the Committee on Courts of Justice, recommending that it lie upon the table.

Which report was concurred in and the bill so ordered.

The following report was made from the Committee on Education:

MR. SPEAKER :

The Committee on Education, to whom was referred House Bill No. 167, entitled "an act to create a State University System," having carefully considered said bill, authorize me to report the same back to the House with the recommendation that it pass.

Which report was concurred in.

Mr. Hopkins moved that the bill be considered engrossed and put the same upon its passage.

Which motion did not prevail, and the bill was ordered to be engrossed.

The following report was made from the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred House Bill No. 28, entitled "An act to secure to children the benefits of elementary education," having had the same under consideration, do authorize me to report the same back to the House, on its own merits, without any recommendations on the part of the Committee.

Which report was concurred in and, on motion, the bill was ordered to be engrossed.

The following report was made from the Committee on Claims:

MR. SPEAKER :

The Committee on Claims, to whom was referred House Bill No. 316, "an act for the relief of persons whose property was taken or destroyed by the United States troops, under the command of Generals Hobson, Wallace, Love and others, while in the pursuit of the rebel forces under John Morgan, in the year 1863, and declaring an emergency," having had the same under consideration, authorize

me to report the same back to the House, without any recommendation on the part of this Committee.

Which report was concurred in.

Mr. Taylor of Tipton, moved that the bill be engrossed.

Which motion did not prevail.

Mr. Havens moved to lay the bill upon the table.

Which motion prevailed.

The following report was made from the Committee on Engrossed Bills :

MR. SPEAKER :

We have carefully compared Engrossed House Bills Nos. 75 and 403, with the original copies, and find the same in all things correctly engrossed.

Which report was concurred in.

The following report was made from the Committee on Claims :

MR. SPEAKER :

The Committee on Claims, to whom was referred claim of John A. Coburn, for collecting war claims of the State of Indiana, against the United States, would most respectfully ask the House to authorize your committee to summon such witnesses and to send for such papers and persons as your committee may think proper to protect the State of Indiana in her rights, and also, in all other claims that may be referred to this committee.

Which report was concurred in.

The following report was made from the Committee on Claims :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of John Richardson, for services rendered as a soldier, for which he

has never received any pay, having considered said claim, recommend that he be allowed the sum of fifty-eight dollars in full for said claim.

Which was concurred in, and the claim referred to the Committee on Ways and Means.

The following report was made from the Committee on Claims :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Daniel Keeley, for \$6,960.00, for services rendered during the war with his martial band, have had the same under consideration, and direct me to report back the same to the House with the recommendation that the said Daniel Keeley be allowed \$1,320 00, in full, of all demands, and referred to the Committee on Ways and Means, to be incorporated in the Specific Appropriation Bill.

On motion of Mr. McFadden, the report was laid on the table.

The following report was submitted from the Committee on Engrossed Bills :

MR. SPEAKER :

The Committee on Engrossed Bills have carefully compared Engrossed House Bills Nos. 229, 299, 309, 323, 334, 339, 390, and Senate Bill No. 21, with the original copies, and find the same in all things correctly engrossed.

Which report was concurred in.

The following report was submitted from the Committee on Engrossed Bills :

MR. SPEAKER :

Your Committee on Engrossed Bills report that they have carefully examined Engrossed House Bill No. 367, and find it in all things correctly engrossed.

Which report was concurred in.

The following report was submmitted from the Committee on Engrossed Bills :

MR. SPEAKER :

The Committee on Engrossed Bills have carefully compared Engrossed House Bills Nos. 122, 239, 310, 317, 343, 362, 374, 381, 388, 409 and 415, with the original copies, and find the same in all things correctly engrossed.

Which report was concurred in.

Mr. Barney was granted leave of absence until to-morrow at 10 o'clock.

The Committee on County and Township Business submmitted the following report :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House Bill No. 419, entitled "An act prescribing some of the duties of certain county officers, providing for simi-annual settlements of County Treasurers with Board of Commissioners and Auditor, and other matters properly connected therewith," have had the same under consideration, and directed me to report the same back to this House, with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was submitted from the Committee on Benevolent and Scientific Institutions :

MR. SPEAKER :

Your Committee on Benevolent and Scientific Institutions, to whom was referred House Bill No. 417, "An act to exempt benefits and interests of wives, children and dependents of Masons, Odd Fellows, and other charitable societies, etc.," have had the same

under consideration, and report the bill back and recommend its passage.

Which was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Benevolent and Scientific Institutions :

MR. SPEAKER :

Your Committee on Benevolent and Scientific Institutions, to whom was referred Engrossed Senate Bill No. 204, "An act providing for the location and erection of two Asylums for the Insane, and providing for the management thereof," report the said bill back with the recommendation that it be laid upon the table.

Which was concurred in, and the bill so ordered.

The Speaker, in accordance with the resolution adopted yesterday, appointed Messrs. Snyder, Martin of Wells and Glasgow, a Special Committee to investigate the treatment of the inmates of the Blind Asylum.

The Committee on Judiciary submitted the following report :

MR. SPEAKER :

The Committee on Judiciary to whom was referred House Bill No. 402, report that they have had the same under consideration and recommend to amend by inserting after the word "act" in line twenty-three, page three, the following words: "after having endorsed thereon the approval of the Court having probate jurisdiction in such county, which approval shall be recorded by the Recorder as a part of such deed," and when so amended the bill do pass.

Which was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Rights and Privileges :

MR. SPEAKER :

Your Committee on Rights and Privileges, to whom was referred

House Bill No. 433, have had the same under consideration and report it back with the recommendation that it pass.

Which was concurred in, and the bill ordered engrossed.

Mr. McMichael, from the Committee on Printing, submitted the following report :

MR. SPEAKER :

Your Committee to whom was referred House Bill No. 426, being "An act providin for the publication of certain statements of receipts and expenditures and matters properly connected therewith, recommend the following amendment: Amend section 4, line 7 by striking out the words one dollar, and inserting in lieu thereof the words "fifty cents," when such amendment has been made your committee recommend the passage of the bill.

Which was concurred in, and the bill ordered engrossed.

Mr. Reno introduced

House Bill No. 472. An act to raise money to build a State House, and providing for loaning and receiving the same.

Which was read a first time.

Mr. Wynn offered the following resolution :

Resolved, That the Committee on Claims, before whom is pending the claim of J. E. Coburn for fees for collecting the war claims of the State against the United States, be authorized to summon before said committee such persons, and send for such papers as in the judgment of the committee, will better show the true condition of said claim.

Which was adopted.

Mr. Morgan introduced

House Bill No. 473. An act to amend section 17 of an act enti-

ted, "An act regulating decedents and the apportionment of estates," approved May 14, 1852.

Which was read a first time.

Mr. Burson offered the following resolution:

WHEREAS, There from time to time remains in the vaults of the State Treasurer, large unexpended balances of State, School, and other funds, and

WHEREAS, There is now no law whereby the Treasurer of State is required to deposit for the benefit of the State such unexpended funds, and if such funds were deposited with lawfully designated depositories, such deposits would yield considerable revenue to the State by way of interest thereon, be it therefore

Resolved, That the Committee on Judiciary be, and said Committee is hereby, instructed to report to the House a bill providing for the selection and creating of depositories of such funds as from time to time may remain unexpended in the vaults of the State Treasurer, and to provide for the ascertaining of the interest derived therefrom to the State.

Which was adopted.

The Committee on Rights and Privileges submitted the following report and amendments to House Bill No. 304:

Strike out the words "six months," in line 12, page 1, and insert the following words in lieu thereof, to-wit: "four years." And in line 15, immediately succeeding the word "thereon," insert as follows: "in the the same manner and portions, and subject to the same specifications and regulations as in this section provided for railroads now in use."

Also, in line 16, commencing with the words "six months," strike out the remainder of said section, including said words "six months," and insert in lieu thereof the following, to-wit:

"Four years from the time this act shall take effect, and in the following manner: one-fourth of all of the railroad tracks unfenced within one year from the taking effect of this act; one-fourth

thereof additional, within the next or second year; one-fourth thereof additional, within the next or third year, and the remaining fourth within the next or fourth year after the completion of any railroad, or as applied to those now in use, within four years after the taking effect of this act; and each fourth so built, shall be a complete fence within itself, and the failure of any such railroad company or other corporation, person or persons, owning or operating any such unfenced railroad, to complete said fencing in full, as required by this section, shall subject any and all such company or companies, corporation or corporations, person or persons, to all the penalties provided for in the second section of this act."

And your committee do report said bill and amendment back to the House for its action.

Mr. Havens moved that the bill be recommitted with instruction to amend so that the owners of land lying along the line of any railroad, when they desire to fence their land, shall give notice to the railroad company, and such railroad company shall build one-half of said line fence, and the owner of the land the other half. In case any railroad company shall fail or refuse to build their portion of said fence, the owner of land along the line of said railroad company may build the fence and sue and collect one-half from said railroad company.

Mr. Nash moved to lay Mr. Havens motion to recommit upon the table.

Messrs. Havens and Willett demanded the ayes and noes.

The question being, shall the motion to recommit lie upon the table?

Those who voted in the affirmative were,

Messrs. Brown of Jasper, Brown of Rush, Burson, Charters, Collins, Crumpacker, Davison, Emerson, Evans, Favorite, Forkner, Gilbert, Harper, Harris of Wayne, Highway, Heller, Horn, Johnston of Decatur, Kennedy of Morgan, Law, Leeper, Martin of Wells, Marvin of Fountain, Miller of Parke, Morgan, McCord, Nash, Osborn, Ramsey, Reeder, Reno, Romine, Shortridge, Shugart, Snyder, Taylor of Daviess, Thomas, Thompson of Henry,

Thompson of Marion, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—49.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Caldwell, Clark, Crane, Dale, Darnall, Davis, Edwards, Fulk, Glasgow, Gorsman, Havens, Haynes, Hopkins, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Lincoln, Martin of Franklin, Marvin of Boone, Megenity, Miller of Vanderburgh, Montgomery, McFadden, McMichael, Pyeatt, Pfafflin, Reddick, Ribble, Roseberry, Shaffer, Shaw, Taylor of Tipton, Trusler, Twibill and Walz—42.

So the motion to recommit was laid upon the table, and the bill ordered engrossed.

Mr. Heller moved to take up Joint Concurrent Resolution, in regard to the Prisons.

Which motion prevailed.

Mr. Heller moved to concur in the amendments made by the Senate.

Mr. Havens offered the following amendment :

Amend by inserting that the House Committee be instructed to proceed and finish the investigation, and report their action, and that the Senate be notified of the action of the House.

Mr. Heller moved to lay the amendment on the table.

Which motion prevailed.

Mr. Davis moved the previous question, being shall the main question now be put?

Which motion prevailed.

The main question being on the adoption of the Senate's amendments.

Which motion prevailed, and the amendments adopted.

Mr. Kennedy of Montgomery introduced

House Bill No. 474. An act to amend section nineteen of an act defining felonies, and prescribing punishment therefor, approved June 10th, 1852.

Which was read a first time.

Mr. Wynn offered the following resolution :

Resolved, That the Committee on Education be instructed to inquire into the propriety of replenishing the township libraries of the State, and report by bill or otherwise.

Which resolution was adopted.

Mr. Williams of Brown introduced

House Bill No. 475 An act to amend sections one and two, and to repeal section three of an act entitled "An act supplementary and amendatory of an act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved December 21, 1872, approved March 8, 1873, and adding supplemental sections thereto.

Which was read a first time.

Engrossed Senate Bill No. 89, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Bearss, Brown of Jasper, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davis, Favorite, Forkner, Fulk, Glasgow, Harris of Wayne,

Havens, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Montgomery, Morgan, McFadden, Pyeatt, Reeder, Ribble, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Trusler, Twibill, Waterman, Williams of Lawrence, Woody and Wynn—55.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Brown of Rush, Davison, Edwards, Evans, Horn, Johnston of Dearborn, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, McCord, Nash, Osborn, Patterson, Pfafflin, Reddick, Romine, Roseberry, Thomas, Thompson, Walz, Washburn, Willett and Williams of Brown—27.

So the bill passed.

Mr. Glasgow was called to the chair.

Mr. Heller presented the claim of P. Shannon.

Which was referred to the Committee on Claims.

Engrossed Senate Bill No. 130, was read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McFadden, Nash, Osborn, Patter-

son, Pyeatt, Pfafflin, Reeder, Ribble, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Waterman, Williams of Lawrence, Woody and Wynn—70.

Those who voted in the negative were,

Messrs. Edwards, Havens, Horn, Lanham, Law, Martin of Franklin, McCord, McMichael, Ramsey, Reddick, Romine, Roseberry, Washburn, Willett, and Williams of Brown—15.

So the bill passed.

Engrossed Senate Bill No. 121, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Bellows, Bence, Brown of Jasper, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumacker, Dale, Davison, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—87.

Mr. Law voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 137 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—84.

No one voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 157, was read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Davis, Emerson, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Hopkins, Jackson, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgom-

ery, Osborn, Pfafflin, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Tipton, Trusler, Washburn, Waterman and Woody—52.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Edwards, Evans, Harris of Madison, Horn, Johnston of Dearborn, Law, Megenity, Morgan, McCord, McFadden, McMichael, Nash, Patterson, Pyeatt, Ramsey, Reeder, Reno, Snyder, Taylor of Daviess, Thomas, Thompson of Marion, Walz, Willett, Williams of Brown, and Wynn—26.

So the bill passed.

Engrossed Senate Bill No. 32, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Ribble, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody, Wynn—73.

Those who voted in the negative were,

Messrs. Bearss, Edwards, Gilbert, Gossman, Heller, Horn, Johnston of Dearborn, Keightly, Lanham, Law, Patterson, Reno, Romine, Shaffer, Willett and Williams of Brown—14.

...So the bill passed.

The Speaker resumed the chair.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed House Joint Resolution No. 9, entitled "A Joint Resolution in relation to the manufacturing of polished plate glass in the State of Indiana," and the same is herewith transmitted to the House.

Engrossed House Bill No. 338, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Collins, Crane, Crumpacker, Dale, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Ramsey, Reddick, Reeder, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Waterman, Washburn, Willet, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—74.

Those who voted in the negative were,

Messrs. Henderson, Clark, Darnall, Davison, Forkner, Glasgow, Heller, Hopkins, Keightly, Kennedy of Montgomery, Marvin of Boone, Miller of Vanderburgh, Morgan, Pfafflin, Reno, Shaffer and Trusler—17.

So the bill passed.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 304, entitled a bill to amend section five of an act entitled "An act regulating the adoption of heirs," approved March 2d, 1855. Also Engrossed Senate Bill No. 103, entitled a bill to amend the ninety-fifth, ninety-sixth and ninety-seventh sections of an act entitled "An act providing for the settlement of decedents' estates," etc. And the same are herewith transmitted to the House.

Engrossed House Bill No. 339, introduced by Mr. Leeper, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heller, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Nash, Patterson, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Willett, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—79.

Those who voted in the negative were,

Messrs. Clark, Darnall, Gossman, Heighway, Osborn, Reno, Waterman and Wynun—8.

So the bill passed.

Engrossed House Bill No. 368, was read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Brown of Jasper, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Horn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Vanderburgh, Morgan, McMichael, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—72.

Those who voted in the negative were,

Messrs. Bellows, Gossman, Jackson, Johnson of Carroll, Johnston of Dearborn, Law, Martin of Franklin, Martin of Wells, Miller of Parke, Montgomery, McCord, Nash, Reno, Taylor of Daviess, and Willett—15.

So the bill passed.

On motion of Mr. Arnold, the House adjourned till 2 o'clock.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

The hour having arrived for the special order set for this after-

noon, being the consideration of House Bill No. 275, the same was taken from the table and read a third time, and put upon its passage.

Mr. Arnold moved the previous question upon the passage of the bill.

Which motion prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bellows Bence, Brown of Jasper, Burson, Caldwell, Cantley, Clark, Dale, Darnall, Davison, Davis, Emerson, Evans, Forkner, Gilbert, Glasgow, Haynes, Heighway, Heller, Hopkins, Jackson, Johnson of Carroll, Keightly, Kennedy of Montgomery, Martin of Wells, Miller of Vanderburgh, Montgomery, McFadden, McMichael, Pfaffin, Reno, Ribble, Shaffer, Shortridge, Smith, Snyder, Taylor of Tipton, Washburn, Waterman, Willett, Wynn and Mr. Speaker—45.

Those who voted in the negative were,

Messrs. Bearss, Brown of Rush, Charters, Collins, Crane, Crum-packer, Edwards, Favorite, Fulk, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Horn, Johnston of Dearborn, Kennedy of Morgan, Lanham, Law, Leeper, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Morgan, McCord, Nash, Patterson, Pyeatt, Ramsey, Ratliff, Reddick, Reeder, Roseberry, Shaw, Shugart, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Williams of Brown, Williams of Lawrence and Woody—48.

So the bill failed to pass.

Engrossed House Bill No. 309 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Bearss, Bellows, Brown of Jasper, Brown of Rush, Cantley, Charters, Collins, Evans, Favorite, Havens, Heller, Hopkins, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Martin of Wells, Megenity, Miller of Parke, Miller of Vanderburgh, McMichael, Ramsey, Ratliff, Reddick, Reeder, Roseberry, Shaw, Shortridge, Snyder and Williams of Brown—32.

Those who voted in the negative were,

Messrs. Bence, Benson, Clark, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Montgomery, Morgan, McCord, McFadden, Nash, Patterson, Peyeatt, Pfafflin, Reno, Ribble, Romine, Shaffer, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody and Wynn—58.

So the bill failed to pass.

Mr. Leeper from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER :

The Committee on Engrossed Bills have examined Engrossed House Bill No. 452 and find it in all things correctly engrossed.

Engrossed House Bill No. 403, was read a third time and put upon its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Bearrs, Bence, Brown of Jasper,
H. J.—59

Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Heller, Hopkins, Horn, Johnston of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, Nash, Patterson, Peyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburne, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—84.

Those who voted in the negative were,

Messrs. Bellows, Jackson and Shaw—3.

So the bill passed.

Mr. Heller presented the claim of the 142d Regiment of Indiana Volunteers, which was referred to the Committee on Claims.

Engrossed House Bill No. 415, was read a third time and put upon its passage.

Mr. Darnall moved to recommit with the following instructions :

I move to recommit with instructions to make Howard and Miami counties one Senatorial District. Also to make Tipton and Hamilton one Senatorial District.

On motion of Mr. Davis the same was laid upon the table.

Mr. Glasgow offered the following amendment :

Amend section two by striking out the word "DeKalb" where it occurs in connection with the word "Noble," and insert the word

“LaGrange” instead, and also by striking out the word “LaGrange” where it occurs in connection with the word “Steuben,” and insert the word “DeKalb” instead.

Mr. Davis moved to lay the amendments on the table.

The ayes and noes being demanded,

Those who voted in the affirmative were,

Messrs. Arnold, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Collins, Crane, Davison, Davis, Edwards, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heller, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Montgomery, McCord, McFadden, McMichael, Nash, Patterson, Pyeatt, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thompson of Marion, Walz, Washburn, Willett, Williams of Brown and Mr. Speaker—53.

Those who voted in the negative were,

Messrs. Ames, Anderson, Bearss, Charters, Clark, Crumpacker, Dale, Darnall, Emerson, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Parke, Miller of Vanderburgh, Morgan Pfafflin, Ratliff, Reeder, Ribble, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Waterman, Williams of Lawrence, Woody and Wynn—41.

So the amendment was ordered to lie on the table.

Mr. Collins moved the previous question.

Which motion prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Bellows, Bence, Brown of Rush, Burson, Caldwell, Cantley, Collins, Crane, Davison, Davis, Edwards, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heller, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightley, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Montgomery, McCord, McFadden, McMichael, Nash, Patterson, Pyeatt, Ramsey, Reddick, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thompson of Marion, Waltz, Washburn, Waterman, Willett and Mr. Speaker—51.

Those who voted in the negative were,

Messrs. Ames, Anderson, Bearss, Brown of Jasper, Charters, Clark, Crumpacker, Dale, Darnall, Emerson, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Park, Miller of Vanderburgh, Morgan, Pfafflin, Ratliff, Reeder, Reno, Ribble, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Brown, Williams of Lawrence, Woody and Wynn—43.

So the bill passed.

Engrossed House Bill No. 452, was read a first time and put upon its passage.

Mr. Arnold moved the previous question.

Which motion prevailed, and the bill put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Collins, Crane, Davison, Davis, Edwards, Emerson, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heller, Hopkins, Horn, Johnson of Carroll,

Johnston of Dearborn, Keightly, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Patterson, Pyeatt, Ramsey, Reddick, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown and Mr. Speaker—57.

Those who voted in the negative were,

Messrs. Ames, Anderson, Bearss, Charters, Clark, Crumpacker, Dale, Darnall, Favorite, Forkner, Glasgow, Harper, Harris of Wayne, Heighway, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Morgan, Pfafflin, Reeder, Reno, Ribble, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—37.

So the bill passed.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the President of Senate, to inform the House of Representatives, that he has signed Enrolled Joint Resolution No. 9, in relation to the manufacture of polished plate glass in the State of Indiana, and the same is herewith transmitted to the House.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 112, entitled " A bill to create the Forty-first Judicial Circuit, to amend sections 34 and 39 of an act to divide the State into districts for judicial purposes.

Also, Engrossed Senate Bill No. 192, entitled " A bill to provide for the election of a reporter of the Supreme Courts for the speedy

publication of the decisions of such court, and for the compensation of such reporter.

Also, Engrossed Senate Bill No. 90, entitled "A bill to limit the powers of County Boards in appropriating of sums exceeding five thousand dollars in cases when it is proposed to construct new public buildings, etc.

Also, engrossed Senate Bill No. 75, entitled "A bill to establish city Courts in cities not having county seats, and having a population of over five thousand inhabitants, defining their jurisdiction and the mode of proceeding therein.

And the same are herewith transmitted to the House.

Mr. Ragan was granted leave of absence for one week.

On motion of Mr. Kennedy of Montgomery, the House adjourned until to-morrow at 9 o'clock.

DAVID TURPIE,

Speaker.

WEDNESDAY MORNING.

FEBRUARY 24, 1875—9 O'CLOCK.

The House met pursuant to adjournment.

The Speaker being absent, Mr. Marvin of Boone was called to the chair.

The Journal of yesterday was read in part, when on motion of Mr. Caldwell the further reading thereof was dispensed with.

Mr. Hopkins was granted leave to withdraw the report of the Joint Committee on Public Buildings, reported yesterday.

Mr. Davis, from the Judiciary Committee, submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred Senate Resolution, requesting that the Senators and Representatives in Congress from this State make an effort to obtain from the General Government a reasonable appropriation of money for the purpose of opening and establishing a harbor at the mouth of Wolf River, in the northern part of the State, have had the same under consideration, and direct me to report said resolution and accompanying documents back to the House for such action thereon as the House shall see proper to take.

On motion of Mr. Darnall, the resolution was ordered to lie upon the table.

The following report was submitted from the Committee on the Judiciary.

MR. SPEAKER :

The Committee on the Judiciary to whom was referred House Bill No. 319, have considered the same and report it back to the House with the recommendation that the same lie upon the table.

Which was concurred in, and the bill so ordered.

Mr. Kennedy of Montgomery submitted the following report :
MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 434, have had the same under consideration and direct me to report it back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

Mr. Kennedy of Montgomery submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill

No. 444, have had the same under consideration, and direct me to report said bill back to the House, with the recommendation that it be passed.

Which report was concurred in, and the bill ordered engrossed.

The following report was submitted by the Judiciary Committee :

MR. SPEAKER :

The Committee on Judiciary to whom was referred House Bill No. 93, having considered the same, report it back to the House and recommend that it lie upon the table.

Which was concurred in, and bill so ordered.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 73, having had the same under consideration, report it back to the House with the recommendation that it lie upon the table.

Which was concurred in, and the bill so ordered.

The following report was submitted from the Committee on Judiciary :

MR. SPEAKER :

Your Committee to whom was referred House Bill No. 80, have had the same under consideration, and beg leave to report the same back with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House

Bill No. 359, having had the same under consideration, report it back to the House and recommend that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 306, report the same back with the recommendation that said bill be referred to the Committee on Rights and Privileges.

Which report was concurred in, and the bill so referred.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 77, have had the same under consideration, and report it back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 84, have had the same under consideration, and report it back with the recommendation that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

The following report was made from the Committee on the Judiciary :

MR. SPEAKER :

The Committee on the Judiciary to whom was referred House Bill No. 391, have had the same under consideration, and direct me

to report it back to the House with the recommendation that it lie upon the table.

Which was concurred in, and bill so ordered.

The Speaker in the chair.

The following report was submitted from the Committee on Judiciary :

MR SPEAKER :

The Committee on the Judiciary, to whom was referred House Bill No. 312, having had the same under consideration, report it back with the recommendation that it pass.

Which was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Judiciary :

MR. SPEAKER :

The Committee on the Judiciary, to whom was referred House Bill No. 369, have had the same under consideration, and report it back with the recommendation that it be laid on the table.

Which was concurred in, and the bill ordered to lie upon the table.

The following report was submitted from the Committee on the Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 320, have had the same under consideration and report it back to the House and recommend its passage.

Which was concurred in, and the bill ordered engrossed.

The Judiciary Committee submitted the following report :

MR. SPEAKER:

The Committee on Judiciary, to whom was referred House Bill No. 393, have considered said bill, and direct me to report it back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The Committee on Judiciary submitted the following report:

MR. SPEAKER:

The Judiciary Committee, to whom was referred House Bill No. 314, has had the same under consideration, and direct me to report it back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The Committee on Judiciary submitted the following report:

MR. SPEAKER:

The Committee on Judiciary, to whom was referred House Bill No. 181, have had the same under consideration and direct me to report it back to the House with the recommendation that it lie on the table.

Which report was concurred in, and the bill so ordered.

Mr. Burson submitted the following report:

MR. SPEAKER:

The Committee on Judiciary, to whom was referred House Bill No. 205, have considered the provisions of said bill, and direct me to report it back to the House with the recommendation that it lie on the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Judiciary:

MR. SPEAKER:

The Committee on Judiciary, to whom was referred Engrossed Senate Bill 144, have had the same under consideration, and report the same back with the recommendation that it be amended as follows:

By striking out all after the word "office" in line four of page two, and insert in the stead thereof the following words, to-wit: "Wherein said corporation is required, by the law under which it is organized, to file its articles of association, or a copy thereof, as evidence of its incorporation." And that said bill, when so amended, do pass.

Which was concurred in.

The Judiciary Committee submitted the following report:

MR. SPEAKER:

The Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 98, have had the same under consideration, and have directed me to report the same back to the House, with the recommendation that it lie on the table.

Which report was not concurred in, and the bill passed to a third reading.

The following report was submitted from the Committee on Judiciary:

MR. SPEAKER:

The Committee on Judiciary have had under consideration House Bill No. 262, introduced by Mr. Clark, and have directed me to report the same back with the following amendments:

First. Strike out all after the enacting clause, and insert the following:

SEC. 1. That section one of the above recited act be amended so as to read as follows, to-wit: "That each person or tax payer charged with taxes on a tax duplicate in the hands of a County

Treasurer, may pay the full amount of such tax on or before the third Monday in April or May, at his option pay one-half thereof on or before the said third Monday in April, and the remaining half on or before the fifteenth day of October following; *Provided*, however, that all road taxes so charged shall be paid prior to the fifteenth day of October in the manner prescribed by law. *And provided further*, That in all cases where as much as one-half of the amount of tax charged against any tax payer shall not be paid on or before the third Monday in April, the whole amount of tax charged against such tax payer shall become due, and be returned delinquent, and collected as is now provided by law. Should any tax payer fail to pay the second installment of tax charged to such tax payer on or before the fifteenth day of October, said second installment of tax shall be returned delinquent, and collected together with ten per centum damages, and the charges and costs of collection, in the same manner as delinquent tax is collected after the third Monday in April. On the fifteenth day of December annually, the County Treasurer shall make settlement with the County Auditor for all tax collected on the second installment between the third Monday in April and the fifteenth day of October, and also of all delinquent tax collected. The County Treasurer shall, between the fifteenth day of December and the first day of January in each year, pay into the State Treasury all funds due the State that has been collected since the preceding April settlement. After the December settlement with the County Auditor, all delinquent tax shall immediately be carried forward on to the next year's duplicate, and all lands delinquent for tax shall be advertised and sold as now provided by law.

SEC. 2. That section three of said act be amended so as to read as follows, (to-wit:) It shall be the duty of the County Auditor to set down in one and the same duplicate, the amount of taxes charged against each tax-payer, in two separate columns, one half thereof exclusive of road tax, in each column, and adding all road taxes to said first half, with a sufficient blank space at the right of each column, to write the word "paid," and when payment of either half of such taxes shall be made, the Treasurer shall write in the blank space opposite the same, the word "paid," and shall execute a receipt therefor in the usual form now used, except that it shall state which installment the payment is intended to apply to, and if for the last installment, it shall state upon its face in full, and it

shall be the duty of the County Treasurer to collect both installments of the taxes from the same duplicate, and the County Auditor shall not make out two duplicates for the two installment of tax levied for one and the same year, and it shall be unlawful for any Treasurer in taxing his fees to count the two installments as two collections, but shall receive in the aggregate only the same amount of fees as he would have received had the tax all been paid in one installment.

2d. That the bill when so amended do pass.

Which report was concurred in, and the bill ordered engrossed.

The Judiciary Committee submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 366, have had the same under consideration, and direct me to report it back to the House with the recommendation that it lie on the table.

Which report was concurred in, and bill so ordered.

Mr. Forkner submitted the following report :

MR. SPEAKER :

The Judiciary Committee to whom was referred House Bill No. 159, has had the same under consideration and direct me to report said bill back to the House with the recommendation that it lie on the table.

Which was concurred in, and the bill so ordered.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bil

No. 378, have had the same under consideration, and direct me to report it back to the House with a recommendation that it lie on the table.

Which was concurred in, and the bill so ordered.

The Committee on Judiciary submitted the following report :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 313, having had the same in council, report it back to the House and recommend that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

Mr. Havens submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 387, having had the same under consideration, report it back to the House and recommend that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following message was received from the Senate, by the Secretary thereof.

MR. SPEAKER :

By direction of the Senate, I here transmit to the House of Representatives for the signature of the Speaker thereof, enrolled Senate Act No. 130, entitled an act to amend section 54 of an act entitled an "Act to revise, simplify and abridge the rules, practice pleadings and forms in civil cases in the courts of the State, to abolish distinct forms of action at law and to provide for the administration of Justice in a uniform mode of pleading and practice," etc.

Also, enrolled Senate Act No. 155, entitled "An act supplemental to an act concerning the organization and perpetuity of voluntary associations," etc.

Mr. Havens submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 302, having had the same under consideration, report it back to the House and recommend that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The Judiciary Committee submitted the following report :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred the message of His Excellency, Governor Hendricks, and the communication of the Honorable Wm. A. Richardson, Secretary of the Treasury of the United States, have had the same under consideration and directed me to report said communication back to the House with the accompanying bill with the recommendation that said bill pass.

Which report was concurred in.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 141, being an act defining the law of libel, declaring a penalty for violation thereof, and declaring an emergency, have examined the same, and directed me to report the same back to the House with the recommendation that it pass.

Which was concurred in, and the bill ordered engrossed.

The Committee on Judiciary submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 154, having had said bill under consideration, report it back to the House and recommend that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was submitted from the Committee on Fees and Salaries :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House Bills Nos. 2, 4, 7, 10, 11, 12, 15, 14, 27, 47, 83, 91, 233, and 246, all on the subject of per diem of the members of the General Assembly, report the same back with the recommendation that they lie upon the table for the reason that the House has already passed a substitute for said bills.

Which report was concurred in.

The Committee on Fees and Salaries submitted the following report :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House Bill No. 322, introduced by Mr. Williams of Brown, prescribing some of the duties of State and county officers, have had the same under consideration, and recommend the following amendment :

Amend by adding to the last line in section three, [page four, after the word "approved" the words "March 8, 1873," and when so amended the committee recommend its passage.

Which report was concurred in, and the bill ordered engrossed.

The following report was submitted from the Committee on Fees and Salaries :

MR. SPEAKER :

Your Committee on Fees and Salaries, to whom was referred House Bill No. 425, have had the same under consideration, and report it back with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

Mr. Ramsey submitted the following report :

MR. SPEAKER :

Your Committee on Fees and Salaries, to whom was referred House Bill No. 65, introduced by Mr. Lanham, an act fixing the per diem of County Commissioners, have had the same under consideration and direct me to report the same back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Fees and Salaries :

MR. SPEAKER :

Your Committee on Fees and Salaries, to whom was referred House Bill No. 361, have had the same under consideration, and report the the same back with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Fees and Salaries :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House Bill No. 19, an act to define what shall be the salary of the Governor, the manner of paying the same and repealing all laws conflicting with the provisions of this act, having considered the same, report it back with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Fees and Salaries :

MR. SPEAKER :

The Committee on Fees and Salaries, to whom was referred House Bill No. 5, an act to amend an act entitled "An act to define

what shall be the salary of the Governor, the manner of paying the same, and declaring an emergency," approved December 11, 1872, after having duly considered the same, instruct me to report it back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Railroads:

MR. SPEAKER:

Your Committee on Railroads, to whom was referred House Bill No. 114, an act creating a uniform rate of toll on railroads, report said bill back to the House with the recommendation that said bill be laid upon the table. This recommendation is made, owing to the fact that the rate of freight allowed by this bill, is largely in excess of all present rates, in many cases doubling the expense of transportation.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Railroads:

MR. SPEAKER:

Your Committee on Railroads, to whom was referred House No. 234, a bill in relation to donations by individuals to aid in the construction of railroads, and declaring an emergency, report said bill back to the House with the recommendation that it be referred to the Committee on Judiciary, it being the opinion of the committee that the bill as now worded would not, if passed, be constitutional, as it proposes to invalidate contracts already made.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Agriculture:

MR. SPEAKER:

The Committee on Agriculture, to whom was referred House Bill No. 95, introduced by Mr. Marvin of Boone, have had the

same under consideration and report it back with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Agriculture :

MR. SPEAKER:

Your Committee on Agriculture, to whom was referred House Bill No. 422, introduced by Mr. Marvin, entitled "A bill concerning domestic animals running at large, and trespasses committed by such animals," have had the same under consideration, and return it with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Agriculture :

MR. SPEAKER:

Your Committee on Agriculture, to which was referred House Bill No. 315, have had the same under consideration and have directed me to report the same back to the House for its action without recommendation.

Which report was concurred in, and on motion the bill was ordered engrossed.

The following report was submitted from the Committee on Agriculture :

MR. SPEAKER:

Your Committee on Agriculture, to whom was referred House Bill No. 349, introduced by Mr. Barney, entitled "An act to amend section one of an act entitled 'An act for the encouragement of agriculture,'" approved February 17, 1852, have had the same under consideration, and report it back with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered :

Mr. Havens introduced

House Bill No. 476. An act authorizing the Governor to convey sites to the United States for light house purposes in certain cases.

Which was read a first time.

The following report was submitted from the Committee on Benevolent and Scientific Institutions :

MR. SPEAKER:

Your Committee on Benevolent and Scientific Institutions, after having visited the Hospital for the Insane, the Institution for the Education of the Deaf and Dumb, the Institution for the Blind and the Soldiers Orphans' Home, and after having thoroughly inspected them take pleasure in reporting the excellent condition and order of these Institutions, and commend to the House and the people of the State, the Superintendents and others in charge of these Institutions for the very efficient manner in which these several charges are conducted.

We also examined the books, accounts and vouchers of said Institutions, and find them properly and correctly kept. And after having had in consideration their wants for the ensuing two years, *i. e.*, from the first of April, 1875, to the thirty-first of March, 1876, and from the first of April, 1876, to the thirty-first of March, 1877, recommend that there be allowed the Hospital for the Insane for the year from the first of April, 1875, to the thirty-first of March, 1876, for current expenses, one hundred and thirty-five thousand dollars, and for the year from the first of April, 1876, to the thirty-first of March, 1877, there be allowed the sum of one hundred and thirty-five thousand dollars; that there be allowed the Institution for Educating the Deaf and Dumb, the sum of sixty-seven thousand five hundred dollars for the year from the first of April, 1875, to the thirty-first of March, 1876; and also the sum of sixty-seven thousand five hundred dollars for the year from the first of April, 1876, to the thirty-first of March, 1877; that there be allowed the Institution for the Education of the Blind for the year from the first of April, 1875, to the thirty-first of March, 1876, thirty-two thousand five hundred dollars, and for the year from the first of April, 1876, to the thirty-first of March, 1877, there be allowed the

sum of thirty-two thousand five hundred dollars; that there be allowed the Soldiers Orphans' Home the sum of thirty-eight thousand dollars for the year from the first of April, 1875, to the thirty-first of March, 1876, and also thirty eight thousand dollars for the year from the first of April 1876, to the thirty-first of March, 1877. And your Committee respectfully recommend that the report be referred to the Committee on Ways and Means, with the request to incorporate the same in the general appropriation bill.

Mr. Havens moved to amend by striking out the word "instructions," and insert "request" in lieu thereof.

Which amendment was adopted, and the report as amended, was referred to the Committee on Ways and Means.

The hour having arrived for the special order, being the consideration of House Bill No. 256, the same was taken up and read a third time.

Mr. Reno moved that the bill be referred to the Committee on Public Expenditures.

Mr. Burson moved to indefinitely postpone the bill.

Messrs. Lanham and McFadden demanded the ayes and noes.

Mr. Kennedy of Montgomery, moved to lay the motion of Mr. Burson upon the table.

Messrs. Martin of Wells and Lanham demanded the ayes and noes.

The question being shall the motion lie upon the table?

Those who voted in the affirmative were,

Messrs. Clark, Darnall, Edwards, Favorite, Forkner, Glassgow, Harper, Harris of Wayne, Hopkins, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Miller of Vanderburgh, Morgan, Pfafflin, Reeder, Ribble, Shaffer, Smith, Taylor of Tipton, Thompson of Marion, Trusler, Twibill, Williams of Lawrence, Woody, and Wynn—27.

Those who voted in the negative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Davison, Davis, Emerson, Evans, Fulk, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heighway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pate, Patterson, Pyeatt, Ramsey, Ratliff, Reddick, Reno, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Walz, Washburn, Waterman, Willett, and Williams of Brown—67.

So the motion did not lie upon the table.

Mr. ——— moved that the bill be indefinitely postponed.

The question then being, shall the bill be indefinitely postponed?

The ayes and noes were demanded.

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Collins, Crane, Crumpacker, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Horn, Johnson of Carroll, Johnston of Dearborn, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Patterson, Pyeatt, Ramsey, Ratliff, Reddick, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Thompson of Henry, Waterman, Willett and Williams of Brown—63.

Those who voted in the negative were,

Messrs. Cantley, Clark, Dale, Darnall, Forkner, Gilbert, Glasgow, Hopkins, Jackson, Keightly, Kennedy of Marion, Kennedy of

Montgomery, Kennedy of Morgan, Marvin of Boone, Miller of Vanderburgh, Pfafflin, Reeder, Reno, Ribble, Shaffer, Smith, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Lawrence, Woody, Wynn and Mr. Speaker—32.

So the bill was indefinitely postponed.

The Speaker laid before the House a petition on the subject of County Superintendency, which was referred to the Committee on Education.

Mr. Davis moved to reconsider the vote just taken on House Bill No. 256.

Mr. Burson moved to lay the motion of Mr. Davis on the table.

Which motion prevailed.

The following report was submitted from the Committee on Engrossed Bills:

MR. SPEAKER:

Your Committee on Engrossed Bills have compared Engrossed House Bills Nos. 264, 405, 85, 301, 348, 353, 337, 371, 373, 305, 48, 331, 400, 379, 324 and 217, with the original copies, and find the same in all respects correctly engrossed.

Which report was concurred in.

The following report was submitted by the Committee on Roads:

MR. SPEAKER:

Your Committee on Roads, to whom was referred House Bill No. 432, a bill to amend sections six and seven of an act entitled "An act authorizing the construction of plank, macadamized and gravel roads," introduced by Mr. Forkner, have had the same under consideration, and report the same back with the recommendation that it lie on the table.

Which report was concurred in, and the bill so ordered.

The following report was submitted by the Committee on Roads :

MR. SPEAKER :

Your Committee on Roads, to whom was referred House Bill No. 439, and act to create a system of working and keeping in repair public highways, introduced by Mr. Ames, report the same back with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 218, entitled "A bill fixing the number of the Trustees of the Purdue University," etc.

Also, Engrossed Senate Bill No. 162, entitled "A bill providing for the commencement and prosecution of criminal actions by information."

Also, Engrossed Senate Bill No. 117, entitled "A bill to amend section 19 of an act entitled, 'An act prescribing the powers and duties of Justices of the Peace.'" "

Also, Engrossed Senate Bill No. 132, entitled "A bill to authorize any incorporated city in this State in which a harbor is situated, to lease parts of streets abutting on such harbor, and to collect dockage from the lessees."

Also, Engrossed Senate Bill No. 181, entitled "A bill to amend section 8 of an act entitled 'an act to amend an act entitled an act to provide a general system of common schools,'" etc.

Also, Engrossed Senate Bill No. 123, entitled "A bill to amend section 1 of an act entitled, 'An act to amend an act entitled, An act providing for the election or appointment of Supervisors of highways,'" etc.

Also, Engrossed Senate Bill No. 198, entitled "A bill to amend

sections 7 and 9 of an act entitled 'An act to authorize and limit allowances by Courts and Boards,' " etc.

Also, Engrossed Senate Bill No. 87, entitled "A bill providing for the erection of fish ladders in the rivers of this State."

Also, Engrossed Senate Bill No. 70, entitled "A bill in relation to promissory notes, bank checks and bills of exchange, and to designate the holidays to be observed in the presentment, acceptance and payment of the same," and declaring an emergency.

Also, Engrossed Senate Bill No. 255, entitled "A bill supplemental to an act to establish Superior Courts," etc.

Also, Engrossed Senate Bill No. 308, entitled "A bill to amend section fifty-five of an act entitled 'An act to provide for a general system of common schools,' " etc.

And the same are herewith transmitted to the House.

Leave of absence was granted to Messrs. Heller, Leeper and Bel-
lows, until the return of the sub-committee on affairs of the State
Prison, South.

The following report was submitted from the Committee on
Roads :

MR. SPEAKER :

Your Committee on Roads, to whom was referred House Bill No. 428, in reference to the assessment of lands for plank, macadamized and gravel roads, have had the same under consideration and recommend that it pass.

Which report was concurred in, and the bill ordered to be engrossed.

Mr. Harris of Madison submitted the following report :

MR. SPEAKER :

The Committee on Roads, to whom was referred House Bill No. 442, "An act authorizing the Board of County Commissioners to

sell and convey vacated public squares," have had the same under consideration and direct me to report the same back with the recommendation that it do lie upon the table.

Which report was concurred in, and the bill so ordered.

Mr. Crumpacker submitted the following report :

MR. SPEAKER :

The Committee on Roads, to whom was referred House Bill No. 423, an act to amend a act entitled, "An act to amend an act providing for the election or appointment of Supervisors of highways and prescribing certain of their duties, and those of county and township officers in relation thereto," approved March 5, 1859, approved December 20, 1865, have had the same under consideration and recommend that the same be laid upon the table.

Which report was concurred in, and the bill so ordered.

Mr. Nash submitted the following report :

MR. SPEAKER :

Your Committee on Roads, to whom was referred House Bill No. 438, an act providing for the improvement and repair of highways, have had the same under consideration, and after careful examination, instruct me to make the following report : That said bill be laid on the table.

Which report was concurred in, and the bill so ordered.

The Committee on Reformatory Institutions submitted the following report :

MR. SPEAKER :

The Committee on Reformatory Institutions beg leave to report that in the discharge of the duties required of it, a visit was paid to the House of Refuge for juvenile offenders, at Plainfield, Hendricks county, and the Institution, after as careful an examination as the time would allow, was found in a creditable condition and under

the efficient management of the present Board of Commissioners and their subordinates, well calculated to accomplish the worthy objects for which it was established, and should receive the fostering care of the State.

In the opinion of your Committee, additional land should be purchased by the State, in order that the boys may be employed in healthful pursuits.

The Committee fully concur in the views of Governor Hendricks, as expressed in his message, when he says in referring to this Institution, "Out-door and farm labor is found to be most useful." In his report the Superintendent says, "Give the boys plenty of out-door labor, and the work of their reformation is infinitely lightened." I concur in his recommendation that additional farm land be purchased. It is necessary to give employment to the boys and provide supplies for the Institution.

Although not as large a sum as the Board of Commissioners ask for, your Committee recommend that the sum of eighty thousand dollars (\$80,000) be appropriated for the purchase of one hundred and sixty-five acres land, as recommended by the Governor, and for the support of the Institution for the ensuing two years.

Your committee also visited the Indiana Reformatory Institution for Women and Girls near this city, and found it in a most satisfactory condition under the direction of the Board of Managers, and the most worthy superintendent, Mrs. Sarah J. Smith, with only three male persons, the Steward, Engineer and Night Watch, and a few female assistants, matron, teacher, etc. All of the females who are sentenced to the Penitentiary, now thirty, (30) in number, and ninety (90) girls in the Reformatory Department, are managed and kept under the most perfect discipline by the few persons named.

Your committee would further report that certain improvements are imperatively demanded in and about said institution, in order that the health of the inmates and their neighborhood may be maintained. For an itemized statement of what the Board of Managers think absolutely necessary for the continual success of the institution, the House is referred to the last annual report of said Board, pages 13 and 14, for the construction of which improvements the

sum of twenty thousand dollars is asked, and your committee recommend that the sum be appropriated.

MILES WATERMAN,
 CORNELIUS SHUGART,
 BRANSON L. HARRIS,
 L. A. SNYDER,
 A. J. GOSSMAN,
 ADBERT OSBORN,

Committee.

On motion, the report was referred to the Committee on Ways and Means.

The Committee on County and Township Business submitted the following report:

MR. SPEAKER:

Your Committee on County and Township Business, to whom was referred House Bill No. 446, report the same back with the following amendments, to-wit: Strike out "County Library," in the title, and substitute "Township Library." Strike out all in section one, lines three, four and five, and the word "assembly" in line six, and add the word "that" immediately before the word "all" in line six. Strike out all in line eleven, and substitute "Trustees of the various townships in the county." Strike out the word "him" in line twelve, and substitute the word "them." Strike out the words "County Libraries," in lines thirteen and fourteen, and substitute "Township Libraries," and when so amended that the same do pass.

Which report was concurred in, and the bill ordered engrossed.

Mr. Williams of Brown introduced

House Bill No. 477. An act for the relief of Michael S. Mellett and others.

Which was read a first time.

Mr. Gossman moved to reconsider the vote taken yesterday on House Bill No. 275, which prevailed.

Mr. Arnold moved the previous question, which prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Bence, Brown of Jasper, Burson, Caldwell, Cantley, Charters, Clark, Crane, Dale, Darnall, Davison, Davis, Emerson, Evans, Forkner, Gilbert, Glasgow, Gossman, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Martin of Wells, Miller of Parke, Miller of Vanderburgh, Montgomery, McFadden, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ribble, Shaffer, Shortridge, Snyder, Taylor of Tipton, Walz, Washburn, Waterman and Mr. Speaker—50.

Those who voted, in the negative were,

Messrs. Arnold, Collins, Crumpacker, Edwards, Favorite, Fulk, Harper, Harris of Madison, Harris of Wayne, Havens, Horn, Johnston of Dearborn, Lanham, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Morgan, McCord, Nash, Patterson, Pyeatt, Ramsey, Ratliff, Reddick, Reeder, Reno, Romine, Roseberry, Shaw, Shugart, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Willett, Williams of Brown, Williams of Lawrence and Woody—43.

So the bill failed to pass for want of a constitutional majority.

Mr. Williams of Brown, introduced

House Bill No. 478. An act to incorporate live stock insurance companies and define their duties.

Which was read a first time.

Mr. Johnson of Carroll, moved to take up House Bill No. 397.

Which motion did not prevail.

Mr. Waterman introduced

House Bill No. 479. An act to legalize the acts of Boards, Trustees, and other officers of incorporated towns, in cases where the inspectors of election have failed to make the return of the election of such officers within the time prescribed by laws.

Which was read a first time.

Mr. Trusler moved that House Bill No. 118 be taken from the table and placed on its passage.

Which motion prevailed, and the same was, on motion of Mr. Trusler, made the special order for 2 o'clock this afternoon.

Mr. Davis presented the claim of Captain Dillon Bridges.

Which was referred to the Committee on Claims.

Mr. Davis presented a petition, which was referred to the Committee on Corporations.

Mr. Davis introduced

House Bill No. 480. An act to alter and amend the charter of Clarksville; to make such regulations as may be necessary for carrying into effect the objects contemplated in granting the same; providing for the application of the funds belonging to said town, according to the intention of the State of Virginia, and legalizing certain acts for the benefit of said town.

Which was read a first time.

Mr. Morgan moved that the House do now adjourn.

Which motion did not prevail.

Mr. Megenity, from the Committee on Enrolled Bills, submitted the following report :

MR. SPEAKER :

Your Committee on Enrolled Bills beg leave to report that they have, on this 24th day of February, 1875, presented Senate Bills No. 54 and No. 155 to the Governor for his approval and signature

Mr. Reno was called to the chair.

Mr. Clark moved to take up House Bill No. 397, and that the same be placed upon its passage.

Which motion was laid upon the table.

Mr. Woody introduced

House Bill No. 481. An act in relation to County Auditors reports of school revenue ; prescribing penalties for the violation thereof, and declaring an emergency.

Which was read a first time.

Mr. Woody introduced

House Bill No. 482. An act to establish surrogate courts, defining their jurisdiction and duties, and providing compensation for the judges thereof.

Which was read a first time.

Mr. Kennedy of Montgomery, moved to indefinitely postpone the bill.

Mr. Crumpacker moved to lay the motion, to indefinitely postpone, upon the table.

Which motion prevailed.

Mr. Edwards moved that the rules be suspended and the bill be read a second time now.

Mr. Havens moved to lay the motion of Mr. Edwards upon the table.

Which motion did not prevail.

Whereupon Mr. Edwards withdrew his motion and the bill passed to a second reading.

Mr. Davison introduced

House Bill No. 483. An act to amend Sections 4, 10, 11, 42, 48, 49 of an act entitled, "An act to divide the State into circuits for judicial purposes, fixing the time for holding courts therein, etc."

Which was read a first time.

Mr. Crane introduced

House Bill No. 484. An act to legalize the subscription of forty-five thousand dollars by the city of Vincennes, Indiana, to the Capital stock of the Vincennes Draw Bridge Company, and declaring an emergency.

Which was read a first time.

Mr. Keightly introduced

House Bill No. 485. Authorizing the appointment of short-hand reporters, etc.

Which was read a first time.

Mr. McMichael introduced

House Bill No. 486. An act prescribing the means whereby judgment plaintiffs may require other as additional replevin bail on judgments before Justices of the Peace, where bail has become insufficient; as authorizing Justices to require additional replevin bail when insufficient bail has been taken.

Which was read a first time.

Mr. Reno offered the following resolution:

Resolved, That the Committee on Federal Relations report back to this House Joint Resolution No. 7, by Tuesday next.

Which was adopted.

Mr. Reddick introduced

House Bill No. 487. An act to amend section forty-three of an act entitled "An act to provide for a general system of common schools, the officers thereof and their respective powers and duties," etc., approved March 6th, 1865, as amended by an act which took effect March 8th, 1873, and repealing sections six, seven and nine of said amendatory acts.

Which was read a first time.

Mr. Nash introduced

House Bill No. 488. An act to punish interference with labor contracts.

Which was read a first time.

Mr. Havens offered the following resolution :

Resolved, That the plans selected by the Building Committee on State House, consisting of the four plans belonging to the State, be boxed up securely and safely, and turned over to the Governor of the State, and that the Governor shall have them placed in some secure and suitable place for safe keeping, and that said plans shall not be open to inspection of any person whatever, and that the Secretary of the Building Committee, W. W. Curry, be discharged.

Which was, on motion of Mr. Darnall, ordered to lie upon the table.

On motion of Mr. Edwards, the House adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

SPECIAL ORDER.

The hour having arrived for the consideration of House Bill No. 118, the same was taken up and read a third time.

Mr. Williams of Brown submitted the following substitute:

An act to amend section thirty-three, thirty-seven and forty-three and supplemental section six of an act entitled "An act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and prescribing the fees for certain officers therein named, and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed, approved March 6, 1855, and adding supplemental section thereto, approved March 8, 1873.

SECTION 1. *Be it enacted by the General Assembly of the State of Indiana*, that Section 33 of said act be, and the same is hereby amended, so as to read as follows :

SEC. 33. The County Commissioners of the several counties shall meet at the office of the County Auditor of their respective counties, on the first Monday of June, eighteen hundred and seventy-five, and biennially thereafter, and shall appoint a County Superintendent, who shall have had at least two years' successful experience as a teacher, who shall be a citizen of such county, whose official term shall expire as soon as his successor is appointed and qualified who, before entering upon the duties of his office shall take and subscribe an oath that we will faithfully perform his duties as such officer according to law, which oath shall be filed with the County Auditor, and shall execute a bond with freehold surety, to the approval of the County Auditor, payable to the State of Indiana, in the penal sum of one thousand dollars, conditioned that he will discharge his duties according to law, and faithfully account for and pay over to the proper persons, all money which may come into his hands by reason of such office ; and thereupon the County Auditor shall report the name and postoffice address of the person appointed to the Superintendent of Public Instruction : such County Superintendents are hereby prohibited from acting as agents for the sale or introduction of any text books, maps, school furniture, or school

apparatus, or supplies of any kind or description: and from receiving any compensation, gift, or reward in any form whatever for recommending or using their influence in favor of the introduction or use of the same; and it shall be the duty of the Board of County Commissioners to dismiss any County Superintendent for immorality, incompetency, or neglect of duty, or other violations of the provisions of this section, but no County Superintendent shall be dismissed without giving him written notice, under the hand and seal of the Auditor, ten days before the first day of the term of the Court of Commissioners, at which the cause is to be heard, and the said notice shall state the charges preferred against the Superintendent, the character of the instrument in which they are preferred, whether petition, complaint, or other writing, and in the name of those preferring the same. And the duties required of the School Examiner, by this act shall hereafter be performed by the County Superintendent. Whenever a vacancy shall occur in the office of County Superintendent by death, resignation, or removal, the said County Commissioners on the notice of the County Auditor, shall assemble at the office of said Auditor, and fill such vacancy for the unexpired portion of the term, in the manner herein provided, and the County Auditor shall be clerk of such election in all cases, and shall keep the record of such election in a book to be kept for that purpose.

SEC. 2. That section 37 of said act be, and the same is hereby amended so as to read as follows:

SEC. 37. The County Superintendent shall hold at least one public examination each month in the year in his county, and in no case shall he grant a license upon a private examination, and all licenses granted by him shall be limited to the county in which they are granted: *Provided, however,* That such Superintendent may charge and collect from each person so examined the sum of one dollar; but no per diem shall be allowed such Superintendent for any time he may be employed in such examinations, or for any time necessarily employed in making out such certificates.

SEC. 3. That section 43 of said act be, and the same is hereby, amended to read as follows, to-wit:

SEC. 43. The County Superintendent shall receive three dollars for every day actually employed in the discharge of the duties

required and permitted in this act, and no more. The number of days in which the County Superintendent shall labor each year in the performance of his duties required of him in visiting schools, shall be determined by the Board of County Commissioners of each county, as they in their discretion may deem just and proper: *Provided*, That the number of days allowed such Superintendent for visiting schools in any county, shall not be more than one-half the number of schools in such county in any one year. The number of days allowed for office-work each year shall not exceed twenty, and he shall receive no perquisites. The County Auditor shall draw his warrant on the County Treasurer for the amount allowed by the Board in favor of said Superintendent, and the Treasurer shall pay the said warrant out of the ordinary county revenues.

SEC. 4. And that supplemental section 6 to said act, be and the same is hereby amended so as to read as follows, to-wit: Shall see that the full amount of interest on school fund is paid and apportioned, and when there is a deficit of interest on any school fund, or a loss of any school fund or revenue by the county, that proper warrants are issued for the re-imbursement of the same, but no per diem beyond what is provided for herein and allowed, shall in any case be paid him by said Board of Commissioners.

SEC. 5. All laws or parts of laws in conflict with the provisions of this act, are hereby repealed.

SEC. 6. *Whereas*, An emergency exists for the immediate taking effect of this act, therefore the same shall be in force from and after its passage.

The following message was received from the Senate:

MR. SPEAKER:

By direction of the Senate, I herewith transmit to the House of Representatives for the signature of the Speaker thereof, Enrolled Senate Acts Nos. 32 and 89.

Mr. Burson offered the following amendments:

Strike out all from the beginning of line "eight in section 43, and including the word 'time' in line 19."

Which amendments were adopted.

Mr. Thompson of Marion, moved the previous question.

The question being on the adoption of the substitute for House Bill No. 118.

Which substitute was adopted.

The question now being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Collins, Crumpacker, Dale, Davison, Davis, Edwards, Fulk, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Highway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Patterson, Pyeatt, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence—60.

Those who voted in the negative were,

Messrs. Ames, Anderson, Cantley, Charters, Clark, Crane, Darnall, Emerson, Evans, Favorite, Forkner, Glasgow, Harper, Harris of Wayne, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Miller of Vanderburgh, Pfafflin, Ratliff, Reeder, Ribble, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Twibill and Wynn—32.

So the bill passed.

Mr. Lanham submitted the following report:

MR. SPEAKER:

Your Committee on Engrossed Bills beg leave to report that they have carefully compared Engrossed House Bill No. 402 with the original copy, and we find it in all respects correctly engrossed.

Leave of absence was granted Mr. Henderson until to-morrow morning, on account of illness.

Engrossed Senate Bill No. 304, an act to amend section five of an act entitled "An act regulating the adoption of heirs," approved March 2, 1855.

Which was read a first time.

Mr. Davis moved to suspend the rules and that Senate Bill No. 304 be read a second time.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Patterson, Pyeatt, Ramsey, Ratliff, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—90.

Those who voted in the negative were,

Messrs. Darnall, Law and Pfafflin.

So the rules were suspended.

Mr. Davis moved to suspend the rules, and that the bill be read a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Osborn, Pate, Patterson, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—85.

Those who voted in the negative were,

Messrs. Darnall, Evans, Hopkins and Law—4.

So the rules were suspended.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne

Havens, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Patterson, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willet, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—94.

No one voting in the negative.

So the bill passed.

The Chair laid before the House the following communication :

ROOMS OF THE
MANUFACTURERS AND REAL ESTATE EXCHANGE,
INDIANAPOLIS, IND., Feb. 24, 1875.

Hon. D. Turpie,

Speaker of the House of Representatives :

DEAR SIR:—I am directed by the Manufacturers and Real Estate Exchange to notify you of the passage of the enclosed resolution by that body at its session last evening, and to request you to present the same to the House over which you preside.

I have the honor to be, Sir,

Yours, very truly,

CYRUS T. NIXON,

Secretary.

Resolved, That the Manufacturers and Real Estate Exchange cordially approves the resolution passed by the Manufacturers Convention of the State of Indiana, lately held in the rooms of the

Bates House, in this city, "calling upon the General Assembly to pass a law for the equitable assessment of the property of Manufacturing Associations," and we earnestly urge upon that body an early and favorable consideration of the subject.

Engrossed Senate Bill No. 83, an act to provide against intoxication on the part of public officers, and providing for the removal of officers therefor.

Which was read a first time.

Engrossed Senate Bill No. 163, an act to amend section two of an act entitled "An act fixing the time of holding Circuit Courts in the Thirteenth Judicial Circuit of this State," approved March 10, 1873.

Which was read a first time.

Engrossed Senate Bill No. 140, an act to amend section forty-nine and to repeal section forty-eight and fifty of an act entitled "An act regulating general elections, and prescribing the duties of officers in relation thereto," approved January 7, 1852.

Which was read a first time.

Engrossed Senate Bill No. 245, an act to amend section two of an act entitled "An act concerning the organization and perpetuity of voluntary associations, and repealing an act entitled 'An act concerning the organization of voluntary associations, and repealing former laws in reference thereto,'" approved February 12, 1855, and repealing each act repealable by said act and authorizing gifts or devises by will to be made to any corporation or purpose contemplated by this act.

Which was read a first time.

Engrossed Senate Bill No. 112, "an act to create the Forty-first Judicial Circuit, to amend sections thirty-four and thirty-nine of an act to divide the State into circuits for judicial purposes."

Which was read a first time.

Engrossed Senate Bill No. 125, an act to amend the sixteenth section of an act entitled "An act concerning promissory notes, bills of exchange, bonds, and other instruments in writing, signed by any person who promises to pay money, or acknowledges money to be due, or for the delivery of any specific article, or to convey property or to perform any stipulation therein mentioned, and repealing all laws coming in conflict therewith," approved March 11, 1861.

Which was read a first time.

Engrossed Senate Bill No. 75, an act to establish city courts in cities not being county seats, and having a population of over five thousand inhabitants, defining their jurisdiction, and the mode of procedure therein.

Which was read a first time.

Engrossed Senate Bill No. 100, an act in relation to orders issued by cities upon their treasuries, and providing for the presentation, redemption and order of payment of the same.

Which was read a first time.

Engrossed Senate Bill No. 178, an act requiring the officers of certain corporations, therein named, to make out and publish annual statements, and providing penalties for the violation thereof.

Which was read a first time.

Engrossed Senate Bill No. 246, being an act to amend sections 36 and 58 of an act granting to the citizens of the town of Evansville, in the county of Vanderburgh, a city charter, approved January 27, 1847, and adding a supplemental section thereto, abolishing the office of city collector of said city, and requiring the city treasurer to perform the duties of city collector, and construing the 41st clause of the 30th section of the charter of said city, with an emergency clause thereto.

Which was read a first time.

Engrossed Senate Bill No. 105, an act requiring county auditors

to publish a statement of all the allowances made by the county commissioners.

Which was read a first time.

Engrossed Senate Bill No. 56, an act to amend the first section of an act entitled, "An act to prevent the introduction and spread in this State of the Texas or Spanish cattle fever, and declaring the bringing of Texas or Cherokee cattle into this State or the purchasing of the same at certain seasons of the year, misdemeanors and prescribing the penalty therefor," approved February 10, 1869, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 150, an act to authorize and empower manual labor schools organized and incorporated under the laws of this State, to accept and execute indentures of apprenticeship and to make such indentures transferable by such corporations and prescribing the rights and duties of the transferee in case of such transfer.

Which was read a first time.

Engrossed Senate Bill No. 103, an act to amend sections 95, 96 and 97 of an act entitled, "An act providing for the settlement of decedent's estates, prescribing the rights, liabilities and duties of officers connected with the management thereof and the heirs thereto, and certain forms to be used in such settlement," approved June 17, 1852.

Which was read a first time.

Engrossed Senate Bill No. 90, an act to limit the powers of County Boards in appropriation of sums exceeding five thousand dollars in cases where it is proposed to construct new public buildings or repair those already built, or to construct new bridges or the repair thereof, and requiring a vote of the county in favor of such appropriation before the same shall be made, to amend the 16th section of the act entitled "An act providing for the organization of County Boards and prescribing some of their powers and duties," approved

June 17, 1852, repealing certain laws contravening this act, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 192, an act to provide for the election of a reporter of the Supreme Courts, for the speedy publication of the decisions of such court, and for the compensation of such reporter.

Which was read a first time.

Engrossed Senate Bill No. 255, an act supplemental to an act to establish Superior Courts, defining their jurisdiction and providing for the election and compensation of the judges thereof, approved February 15, 1871.

Which was read a first time.

Engrossed Senate Bill No. 70, an act in relation to promisory notes, bank checks and bills of exchange, and to designate the holidays to be observed in the presentment, acceptance and payment of the same, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 198, an act to amend sections 7 and 9 of an act entitled "An act to authorize and limit allowances by Courts and Boards, repealing all laws in conflict with this act, and defining the punishment for violating the same."

Which was read a first time.

Engrossed Senate Bill No. 132, an act to authorize any incorporated city in this State, in which a harbor is situated, to lease parts of streets abutting on such harbor, and to collect dockage from the lessees.

Which was read a first time.

Engrossed Senate Bill No. 181, an act to amend section 8 of an act entitled "An act to amend an act to provide for a general system of common schools."

Which was read a first time.

Engrossed Senate Bill No. 218, an act fixing the numbers of the Trustees of Purdue University, prescribing the manner of their appointment, providing for the organization of said Board, and repealing all laws in conflict with the provisions of this act.

Which was read a first time.

Engrossed Senate Bill No. 123, an act to amend section one of an act entitled "An act to amend an act entitled 'an act providing for the election or appointment of supervisors of highways, and prescribing certain of their duties and those of county and township officers in relation thereto,'" approved March 5, 1859, and approved December 20, 1865.

Which was read a first time.

Engrossed Senate Bill No. 87, an act providing for the construction of fish ladders in the rivers of this State.

Which was read a first time.

Engrossed Senate Bill No. 117, an act to amend section nineteen of an act entitled "An act prescribing the powers and duties of Justices of the Peace."

Which was read a first time.

Engrossed Bill No. 308, an act to amend section fifty-five (55) of an act entitled "An act to provide for a general system of common schools," etc., approved March 6, 1865, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 162, an act providing for the commencement and prosecution of criminal actions by information.

Which was read a first time.

Engrossed Senate Bill No. 63, introduced by Mr. Hough, was read a second time, and on motion of Mr. Collins, the same was referred to the Committee on Corporations.

House Bill No. 462, introduced by Mr. Willett, was read a second time.

Mr. Davis moved to refer the same to the Committee on Corporations.

Mr. Willett moved to lay the motion of Mr. Davis on the table.

Which motion prevailed.

Mr. Havens moved that the same be referred to the Committee on Railroads.

Mr. Willett moved to amend by referring the same to the Committee on Rights and Privileges.

Which motion prevailed, and it was so referred.

House Bill No. 475, introduced by Mr. Williams of Brown, was read a second time and, on motion, was referred to the Committee on County and Township Business.

House Bill No. 474, introduced by Mr. Kennedy of Montgomery, was read a second time and, on motion of Mr. Kennedy of Montgomery, the same was ordered to be engrossed.

House Bill No. 473, introduced by Mr. Morgan, was read a second time and, on motion, the same was referred to the Committee on Judiciary.

House Bill No. 458, introduced by Mr. Johnston of Dearborn, was read a second time and, on motion, referred to the Committee on Ways and Means.

House Bill No. 459, introduced by Mr. Smith, was read a second time and, on motion of Mr. Smith, was ordered to be engrossed.

House Bill No. 467, introduced by Mr. Leeper, was read a second time and, on motion, referred to the Committee on Agriculture.

House Bill No. 457, introduced by Mr. Williams of Brown, was

read a second time and, on motion, referred to the Committee of County and Township Business.

House Bill No. 464, introduced by Mr. Megenity, was read a second time and, on motion, referred to the Committee on Judiciary.

House Bill No. 441, introduced by Mr. Keightly, was read a second time and, on motion of Mr. Keightly, referred to the Committee on Judiciary.

House Bill No. 469, introduced by Mr. Havens, was read a second time and, on motion, referred to the Committee on Judiciary.

House Bill No. 463, introduced by Mr. Charters, was read a second time and, on motion, referred to the Committee on Roads.

House Bill No. 470, introduced by Mr. Lanham, was read a second time and, on motion, referred to the Committee on Temperance.

House Bill No. 466, introduced by Mr. McMichael, was read second time and, on motion, referred to the Committee on Temperance.

House Bill No. 471, introduced by Mr. Waterman, was read a second time and, on motion, referred to the Committee on Ways and Means.

House Bill No. 472, introduced by Mr. Reno, was read a second time and, on motion, laid upon the table.

Mr. Reno offered the following amendment:

Amend section six by striking out all after the word "the," in line seven, and inserting "counties, where such fund is raised until it shall appear from the report of the auditors of the respective counties of the State of Indiana to the Auditor of State, that the sum of two million dollars is raised."

Mr. Marvin of Boone moved to lay the bill and amendment on the table.

Messrs. Reno and Law demanded the ayes and noes.

The question being, shall the bill and amendment lie upon the table?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Burson, Caldwell, Cantley, Collins, Crane, Davis, Edwards, Evans, Favorite, Fulk, Gilbert, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Kennedy of Montgomery, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Romine, Roseberry, Shaw, Shortridge, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Washburn, Waterman, Willett, Williams of Brown and Williams of Lawrence—63.

Those who voted in the negative were,

Messrs. Anderson, Brown of Jasper, Brown of Rush, Clark, Crumpacker, Darnall, Davison, Emerson, Forkner, Glasgow, Gossman, Harper, Jackson, Keightly, Kennedy of Marion, Kennedy of Morgan, McFadden, Patterson, Reno, Ribble, Shaffer, Shugart, Smith, Thompson of Marion, Twibill, Walz and Wynn—28.

So the bill and amendments were laid on the table.

Mr. Collins was called to the chair.

Engrossed Senate Bill No. 98, introduced by Mr. Friedley of Scott, was read a third time.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Burson, Crane, Darnall, Gossman, Horn, Martin of Franklin, Marvin of Boone, Pate, Taylor of Daviess, Washburn and Wynn—12.

Those who voted in the negative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Caldwell, Charters, Clark, Collins, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Havens, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Patterson, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Waterman, Willett, Williams of Brown, Williams of Lawrence, and Woody—76.

So the bill failed to pass.

Engrossed Senate Bill No. 21, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Heighway, Haynes, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Patterson, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry,

Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—89.

Those who voted in the negative were,

Messrs. Burson, Hopkins, Kennedy of Marion, Thompson of Marion—4.

So the bill passed.

Mr. Darnall moved to reconsider the vote by which Senate Joint Resolution (on the subject of Wolf River Harbor) was ordered to lie upon the table.

On motion of Mr. Forkner, the motion of Mr. Darnall was ordered to lie upon the table.

On motion of Mr. Darnall, the House adjourned till to-morrow morning at 9 o'clock.

DAVID TURPIE,

Speaker.

THURSDAY MORNING.

FEBRUARY 25, 1875, 9 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the chair.

The House was opened with prayer by Rev. Dr. Day.

The Journal of yesterday was read in part when, on motion of Mr. Martin of Wells, the further reading thereof was dispensed with.

Mr. Caldwell, from the Committee on Ways and Means, submitted the following report :

MR. SPEAKER :

Your Committee on Ways and Means, to whom was referred House Bill No. 169, an act making certain appropriations, therein described, have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on the Organization of Courts :

MR. SPEAKER :

The Committee on the Organization of Courts, to whom was referred House Bill No. 231, having had the same under consideration, report it back to the House with the recommendation that it do lie on the table.

Which report was concurred in, and bill so ordered.

The following message was received from the Senate by the Secretary thereof :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 55, entitled a bill to amend section 16 of an act entitled " An act concerning real property and the alienation thereof," approved May 6th, 1852.

Also, Engrossed Senate Bill No. 138, entitled " A bill in relation to the settlement of claims against decedents estates.

Also, Engrossed Senate Bill No. 184, a bill defining the misdemeanor of keeping houses of ill fame, the renting and leasing of property to be used as a house of ill fame, etc.

Also, Engrossed Senate Bill No. 212, entitled "A bill authorizing criminal judges in this State to issue writs of habeas corpus.

Also, Engrossed Senate Bill No. 293, entitled "A bill to enable the incorporated cities of the State of Indiana to adopt and enforce by-laws for the purpose of securing the removal of garbage," etc.

Also, engrossed Senate Bill No. 52, entitled "A bill to amend the fourth and ninth sections of an act entitled 'an act for the incorporation and continuance of building, loan and saving associations,' " etc.

Also, Engrossed Senate Bill No. 59, entitled "A bill to amend section nine of an act entitled an act to amend an act entitled 'an act providing for the election or appointment of supervisors of highways,' " etc.

Also, Engrossed Senate Bill No. 292, entitled "A bill to amend the law for the incorporation of cities."

Also, Engrossed Senate Bill No. 219, entitled "A bill to amend sections 1, 2, 3, 4, 8, 13 and 17, of an act entitled 'an act to authorize aid to the construction of railroads by the counties and townships taking stock,' " etc.

And the same are herewith transmitted to the House.

The following report was made from the Committee on Corporations :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 431, entitled "An act to legalize the assessment and collection of taxes in the town of Danville, Hendricks county, Indiana, for the year 1874," introduced by Mr. Morgan, have had the same under consideration and have directed me to report the same back with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Corporations :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 252, having given the said bill due consideration, direct me to report it back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The Committee on Corporations submitted the following report :

MR. SPEAKER :

The Committee on Corporations, to whom was referred Senate Bill No. 199, having had said bill under consideration, and direct me to report it back to the House with the recommendation that it pass.

Which report was concurred in.

The following report was made from the Committee on Corporations :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 416, entitled "A bill for the incorporation of mercantile companies," have had the same under consideration and report it back with the recommendation that the title be amended to read : "An act for the incorporation of mercantile companies," and then that the said bill be engrossed and passed.

Which report was concurred in, and the bill ordered to be engrossed :

The following message was received from the Senate :

MR. SPEAKER :

By direction of the Senate I herewith transmit to the House of

Representatives, for the signature of the Speaker, Enrolled Senate Acts Nos. 230, 157, 106 and 137.

The following report was made from the Committee on Corporations :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 341, have considered the same, and direct me to report it back to the House with the recommendation that, as the subject matter of said bill is fully embraced and provided for in Senate Bill No. 199 and House Bill No. 416, which have been reported back to the House for favorable action, said bill No. 341, lie upon the table.

Which report was concurred in, and the bill so ordered.

Mr. Collins submitted the following report :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 278, have duly considered said bill, and direct me to report it back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

Mr. Reeder submitted the following report :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 406, have had the same under consideration, and direct me to report it back to the House with the following amendments:

First—In eighteenth line, immediately after the word “newspaper,” insert the words “if any” immediately after the word “county,” in same line; strike out the words “if any” and insert the words “where such incorporation is situated;” and immediately after the word “otherwise,” in the nineteenth line, strike out

the words "in the State nearest thereto" and insert in their stead the words "to be printed in some newspaper in the State nearest such incorporation."

Which was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Corporations :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 440, have considered said bill favorably, and report it back with the recommendation that it be engrossed and passed.

Which report was concurred in, and the bill ordered engrossed.

Mr. Kennedy of Morgan, submitted the following report :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 441, have given the said bill due attention, and direct me to report it back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The Committee on Corporations submitted the following report :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 469, have given the bill due consideration, and direct me to report said bill back to the House with the recommendation that it be engrossed and passed.

Which report was concurred in, and the bill ordered engrossed.

Mr. Lanham submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills have compared Engrossed

House Bill No. 304, with the original copy, and find the same in all things correctly engrossed.

Mr. Lanham submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills have compared Engrossed House Bill No. 141 with the original copy, and find the same in all things correctly engrossed.

The following message was received from the Senate by the Secretary thereof :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 15, entitled "A bill declaring it unlawful to sell, barter or give away intoxicating liquors, except for the purposes specified, without a license, defining the terms and conditions upon which such license may be procured," etc.

Also Engrossed Senate Bill No. 281, entitled a bill to amend the first section of an act entitled, as follows: "An act to amend the first section of an act entitled as follows: 'an act to amend the first section of an act for the incorporation of manufacturing and mining companies.'"

Also, Engrossed House Bill No. 207, entitled "A bill providing for the enclosure of lands subject to overflow, and declaring an emergency."

Also, Engrossed House Bill No. 230, entitled "A bill to fix the location of the boundary line between the States of Indiana and Kentucky, etc."

Also, Engrossed House Bill No. 190, entitled "A bill to amend section 5 of an act entitled 'an act to prohibit the collection of tolls on gravel roads turnpikes, etc.'"

Also, Engrossed House Bill No. 220, entitled "A bill providing for the incorporation of companies for the purpose of constructing

bridges for railway, or common roadway purposes, or both, on rivers and streams," etc.

And the same are herewith transmitted to the House.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 106, have have had the same under consideration, and directed me to report the same back to the House with the following amendments :

In line nine, page three, strike out the word " record " and insert the word " file ; " strike out in line ten, page three, the words " such claims so " and insert the words " his set off " after the word " of , " in said line, and your Committee recommend the passage of said bill when so amended.

Which report was concurred in, and bill so ordered engrossed.

Mr. Kennedy of Montgomery submitted the following report :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 451, beg leave to report that they have examined the same and they recommend that all of the title after the word " times " on line five be stricken out, that the first sections of said bill be all stricken out, that words " of section 2 , " in line nine, page two be stricken out, that the sections remaining be numbered 1, 2 and 3, and that the bill when so amended be passed.

Which report and amendments were concurred in, and the bill ordered engrossed.

The following report was made by the Committee on Education :

MR. SPEAKER :

The Committee on Education, to which was referred House Bill

No. 421, repealing act 4 of an act of 1873 in relation to the State Normal School, would respectfully recommend that it be laid on the table.

Which report was concurred in, and the bill so ordered.

The following report was made from the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred House Bill No. 447, an act providing providing for free libraries in cities, incorporated towns and civil townships, have had the same under consideration and would recommend that the bill lie upon the table.

Which report was concurred in, and the bill so ordered.

Mr. Kennedy submitted the following report :

MR. SPEAKER :

Your Committee on Corporations, to whom was referred House Bill No. 401, have directed me to report the same with the recommendation that the bill be amended by striking out the word "bill," and insert in lieu thereof, the words "an act" in first line of title and when so amended that it do pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Education :

MR. SPEAKER :

The Committee on Education, to whom was referred House Bill No. 398, entitled an act to repeal an act entitled "An act authorizing the appropriation of money out of the State Treasury for the use of the Indiana University, located at Bloomington, Monroe county," approved February 19, 1873, having considered said bill

authorize me to report the same back to the House with the recommendation that it be indefinitely postponed.

Which report was concurred in, and bill so ordered.

The following report was made from the Committee on Rights and Privileges :

MR. SPEAKER :

Your Committee on Rights and Privileges, to whom was referred House Bill No. 414, have had the same under consideration and report it back to the House with the recommendation that it pass.

Which report was concurred in, and bill ordered engrossed.

Mr. Forkner moved that Senate Bill No. 77, be taken from the table and recommitted to the Committee on the Judiciary.

Which motion prevailed.

On motion of Mr. Glasgow, House Bill No. 383, was taken from the table and ordered to be engrossed.

On motion of Mr. Woody, House Bill No. 378 was taken from the table and ordered to be engrossed.

Mr. Williams of Brown offered the following resolution :

WHEREAS, the subject of fees and salaries of State and county officers is now the most important matter to the tax payers of the State of Indiana, pending before this House, and

WHEREAS, The Committee on Fees and Salaries did, on the 19th day of February, 1875, report to this House, Bill No. 453, on that subject, which was laid on the table and ordered "printed," and

WHEREAS, Said bill has not yet been furnished the members of this House, and

WHEREAS, The same has been made the special order for to-morrow, therefore

Resolved, That the Clerk of this House be instructed to procure

said printed bill and furnish the members of this House each a copy of the same immediately.

Which resolution was laid on the table.

Engrossed Senate Bill No. 90, was read a second time and, on motion, referred to the Committee on County and Township Business.

Engrossed Senate Bill No. 112, was read a second time and, on motion, referred to the Committee on the Organization of Courts.

Engrossed Senate Bill No. 123, was read a second time and, on motion, referred to the Committee on Roads.

Engrossed Senate Bill No. 192, was read a second time and, on motion, referred to the Committee on Judiciary.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed the following concurrent resolution :

Resolved, by the Senate, the House concurring therein, That it is of the greatest importance to the people of Indiana that the State should be suitably represented at the Centennial Exposition, which is to be held in Philadelphia in 1876, and that the agricultural, mineral and manufacturing productions ought to be prominently placed on exhibition there so as to make known our great resources abroad ; therefore, be it

Resolved, That a joint committee of three from the Senate and three from the House be appointed to take this important subject under consideration, and report as early as possible the best means of accomplishing the object of this resolution.

And the same is herewith transmitted to the House,

Engrossed Senate Bill No. 246 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 308 was read a second time and ordered to a third reading.

Engrossed Senate Bill No. 105 was read a second time and ordered to a third reading.

Engrossed Senate Bill No. 181 was read a second time and, on motion, referred to the Committee on Education.

Engrossed Senate Bill No. 218, was read a second time and, on motion, the same was referred to the Committee on Education.

Engrossed Senate Bill No. 178, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 198, was read a second time and, on motion, the same was referred to the Committee on County and Township Business.

Engrossed Senate Bill No. 245, was read a second time and, on motion, the same was referred to the Committee on Corporations.

Engrossed Senate Bill No. 103, was read a second time and, on motion, the same was referred to the Committee on Judiciary.

Engrossed Senate Bill No. 162, was read a second time and, on motion, the same was referred to the Committee on Judiciary.

Engrossed Senate Bill No. 150, was read a second time and, on motion, the same was referred to the Committee on Judiciary.

Engrossed Senate Bill No. 163, was read a second time.

Mr. Bence offered the following amendment :

Amend by striking out of line four, section two, the word " first " and insert the word " second."

Also, strike out of line eleven, page three, the word " four " and insert " five."

Which amendment was adopted, and the bill as amended ordered to be engrossed.

The following report was made from the Joint Committee on Enrolled Bills :

MR. SPEAKER :

Your Joint Committee on Enrolled Bills respectfully report that they did on this, the 25th day of February, 1875, present Senate Bills Nos. 32 and 89 to the Governor for his approval and signature.

Which report was concurred in.

Mr. Collins was called to the chair.

Mr. Lanham submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills have compared Engrossed House Bill No. 433 with the original copy, and find the same in all things correctly engrossed.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to transmit to the House of Representatives for the signature of the Speaker thereof, Enrolled Senate Act No. 121.

The following report was submitted by Mr. Lanham :

MR. SPEAKER :

Your Committee on Engrossed Bills have compared engrossed House Bill No. 460, with the original copy, and find the same in all respects correctly engrossed.

The following message was received from the Senate by the Secretary thereof :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representa-

tives that they have passed Engrossed Senate Bill No. 341, entitled "A bill to amend section 21 of an act to establish a female prison, etc."

Also, Engrossed Senate Bill No. 285, entitled, "A bill to legalize city taxes for the years of 1873 and 1874."

Also, Engrossed Senate Bill No. 252, entitled, "A bill to establish superior courts in the county of Tippecanoe, defining its jurisdiction, etc."

And the same are herewith transmitted to the House.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 140, with the following engrossed amendments:

Amend the preamble, by inserting therein, after the words, "And Whereas," the following words: "Many of the acts of the town officers in organizing as a city, are omitted from the records and are improperly recorded, and."

Also amend, by inserting in the first section, after the enacting clause, the words, "that the organization of said city of Kokomo be and is hereby legalized, and the said municipal corporation is declared to be a legally incorporated city under the laws of the State of Indiana, and."

Also amend, by striking out of the first section the word "such," and also the words "made invalid by such clerical errors and omissions aforesaid," and by inserting therein the words "of said city."

Also, amend the title of the bill, by inserting therein, after the word "legalizing," the words, "the incorporation of the city of Kokomo and."

And the same are herewith transmitted to the House.

SPECIAL ORDER.

The hour having arrived for the consideration of House Bill No. 389, the same was taken up.

Mr. Davis moved to recommit to the Committee on Scientific and Benevolent Institutions, with the following amendments :

That the Governor shall appoint, during the present session of the General Assembly, five Commissioners, of diverse politics, who are hereby constituted a Board of Commissioners to superintend the location, letting and construction of two asylums for the insane, one north of the south line of the counties of Warren, Tippecanoe, Clinton, Tipton, Grant, Blackford and Jay, and one south of the north line of the counties of Sullivan, Owen, Clay, Monroe, Brown, Bartholomew, Decatur and Franklin. Said Commissioners shall hold their office for the period of two years, and until their successors are appointed and qualified.

SEC. 2. It shall be the duty of said Board of Commissioners, after a careful examination, to select in parts of the State hereinbefore mentioned, suitable sites for the location of two asylums for the insane, which selection when made, shall be reported to the Governor for his approval, and when approved by him shall be the places at which said asylums shall be located and erected. But if disapproved by the Governor, said Board shall, without further delay or examination, select another site or sites until the said Board and Governor shall agree on the place for the location and erection of said asylums; *Provided*, The Commissioners shall investigate the propriety and feasibility, looking both to the question of economy and the interest and health of the insane, of converting the Soldiers' and Sailors' Orphans' Home into an Insane Asylum.

SEC. 3. When the places for the location of said Asylums shall have been agreed upon, the said Board of Commissioners shall, without delay, contract for the purchase of not exceeding forty acres of land at each location, which they shall procure to be deeded to the State of Indiana, or they may receive donations of a sufficient amount of land, not exceeding forty acres at either place of location, on which to build said Asylum; said land to be deeded to the

State of Indiana; and may, also, receive donations to aid in building either of said Asylums, and shall thereupon advertise for proposals for the erection of said Asylums upon such place, embracing offices and such other necessary building and fixtures as may be required to complete the establishment for the accommodation of the necessary officers, attendants and five hundred insane patients at each of said Asylums and the safe keeping thereof, in not exceeding five newspapers two of which shall be published in the vicinity of the location of such Asylums, and the others such as may be best calculated to call out competition in bids for the same, or if deemed best by said Board, they may advertise and let portions of said edifices and buildings to different parties, and the cost shall not exceed two hundred thousand dollars each.

SEC. 4. At the time appointed in said advertisements for the examination of the building for said work, the said Board shall meet at the city of Indianapolis, and they together with the Governor, shall examine the bids and award the contract to the lowest responsible bidder, or they may award portions of said work to such bidders, if they shall deem proper so to do, and upon the letting or lettings, as aforesaid, a contract or contracts, shall be entered into by the contractor or contractors with the said Board in a penalty of double the amount of contract price for the work to be performed, with good and ample security, conditioned for the honest and faithful performance of the work specified in the contract, under the superintendents hereinafter named, and the contract so made shall be filed away, carefully preserved in the office of the Secretary of State; *Provided*, That neither of the commissioners of the present Hospital for the Insane, the Superintendant, nor any of the officers or attendants, agent or employee thereof, or persons connected therewith in any wise, nor any officers named herein, nor any relation of theirs or their wives, nor either of the commissioners hereafter to be appointed by any of the provisions of this act, shall contract for any portion of the work herein provided for, nor have any interest directly or indirectly therein.

SEC. 5. When the work is so let, the Board of Commissioners aforesaid shall make out a written statement under oath, setting forth the number of bids presented; the names of each bidder, the nature and amount of his bid, and the action of said Board thereon, and shall state that neither of said Commissioners has received any

bonus, or gratuity of any nature or kind, the promise thereof in connection with, or having reference to said lettings of said contract, or contracts, and that they are not in any way interested in the proposal received or the contract made, and such statement with the proposal or bids shall be filed with, and kept by the Secretary of State.

SEC. 6. A competent and skillful person shall be selected by said Board, with the approval of the Governor, for each of said Asylums, who shall remain on the Asylum grounds and superintend the erection of said building and see that the work is well and faithfully done according to contract, and shall make monthly estimates of the work done, under oath, which estimates when approved by said Board, shall be filed with the Auditor of State, who shall draw his warrant upon the Treasurer of State for the amount of said estimates, less ten per centum thereon, which amount of ten per centum shall remain unpaid until the work is fully completed and accepted by said Board, when the Auditor shall draw his warrant therefor.

SEC. 7. Said Board shall have the power to declare all contracts made under this act void when the work is not being done or the material furnished are not furnished in quality, quantity, or in time stipulated for in the contract, and shall in such event relet the work upon the same terms except as to notice as is provided in this act, and the substance of this section shall be set forth in each contract.

SEC. 8. The Board shall have power to remove at any time the person whose appointment is provided for in section 6 of this act.

SEC. 9. The Board of Commissioners and the person whose appointment is provided for in section 6 of this act shall be allowed each five dollars per day for all the time necessarily employed by them in the performance of the duties required by this act and all necessary traveling expenses; *Provided*, That no Commissioner shall receive more than two hundred dollars per annum for his services.

SEC. 10. In order to carry out the provisions of this act, there is hereby appropriated the sum of two hundred thousand dollars for the year 1875, and three hundred thousand dollars for the year 1876, out of any money in the treasury not otherwise appropriated.

SEC. 11. The necessary expenses of said asylums, and the control and management thereof shall be paid out of the State Treasury under said regulations and restrictions as may be adopted by the Board of Commissioners, and as far as practicable, in conformity with the practice and usages of the present Hospital for the Insane.

SEC. 12. The Board of Commissioners shall have authority to appoint a Superintendent to take charge of the patients and hospital, to appoint a matron and such assistants and physicians stewards and other officers, as may be needed for the efficient and economical administration of the affairs of the Asylum. *Provided*, That no one in any way related by birth or marriage, nearer than the fourth degree of consanguinity, to any member of the Board nor more than one of the same family shall hold any position of trust, or profit by appointment or otherwise, in connection with either of said asylums, and the compensation shall be the same as now paid for similar services by the Hospital for the Insane.

SEC. 13. It shall be the duty of the Governor, as soon as any portion of said Asylum is completed and ready to receive patients to make it known by proclamation, and patients may then be received and the same rules and regulations shall govern the receiving, treatment and discharge of patients as far as practicable and be enforced by the asylums as now govern and are in force in the present Hospital for the Insane; *Provided however*, That no patient shall be discharged from said asylums until permanently cured; *And Provided, also*, That the Governor and said Board of Commissioners shall prescribe such reasonable rules for the admission of patients as they may deem proper.

SEC. 14. All laws and regulations now in force in reference to the government of the present Hospital for the Insane, so far as the same are applicable to the government of said asylum, are hereby continued in force.

SEC. 15. Whereas, an emergency exists for the immediate taking effect of this act, therefore the same shall take effect and be in force from and after its passage.

Mr. Darnall moved that the amendment of Mr. Davis be indefinitely postponed.

Mr. Arnold moved the previous question.

Which motion prevailed.

The question being, shall the amendment offered by Mr. Davis be indefinitely postponed?

Messrs. Davis and Havens demanded the ayes and noes.

The question being, shall the amendments be indefinitely postponed?

Those who voted in the affirmative were,

Messrs. Barney, Bence, Brown of Rush, Caldwell, Clark, Crane, Dale, Darnall, Davison, Edwards, Forkner, Fulk, Gilbert, Harris of Madison, Havens, Heighway, Henderson, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Franklin, Marvin of Fountain, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Ramsay, Ragan, Reno, Roseberry, Smith, Snyder, Taylor of Tipton, Thompson of Marion, Trusler, Williams of Brown, Woody and Wynn—48.

Those who voted in the negative were,

Messrs. Ames, Anderson, Arnold, Bearss, Brown of Jasper, Burson, Cantley, Charters, Collins, Crumpacker, Davis, Emerson, Evans, Forkner, Glasgow, Gossman, Harper, Harris of Wayne, Haynes, Heller, Horn, Johnson of Carroll, Lanham, Lincoln, Martin of Wells, Miller of Vanderburgh, Montgomery, Pyeatt, Pfafflin, Ratliff, Reddick, Reeder, Ribble, Romine, Shaffer, Shaw, Shortridge, Shugart, Taylor of Daviess, Thomas, Thompson of Henry, Twibill, Walz, Washburn, Waterman, Willett, and Williams of Lawrence—47.

So the amendment was indefinitely postponed.

On motion of Mr. Darnall, the House adjourned until this afternoon at 2 o'clock.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

The first business in order being the further consideration of House Bill No. 389, pending which the House adjourned at noon.

Mr. Ramsey moved to reconsider the vote taken this morning, by which the amendment of Mr. Davis was indefinitely postponed.

Mr. Darnall moved that the motion to reconsider do lie upon the table.

Whereupon, Messrs. Horn and Davis demanded the ayes and noes.

The question being, shall the motion to reconsider lie upon the table?

Those who voted in the affirmative were,

Messrs. Ames, Barney, Bence, Brown of Rush, Caldwell, Dale, Darnall, Davison, Edwards, Evans, Forkner, Fulk, Gilbert, Harris of Madison, Havens, Heighway, Henderson, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Franklin, Marvin of Boone, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Ragan, Reno, Roseberry, Shaw, Smith, Snyder, Taylor of Tipton, Thompson of Marion, Trusler, Williams of Brown and Wynn—48.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Bearss, Burson, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Davis, Evans, Favorite, Glasgow, Gossman, Harper, Harris of Wayne, Haynes, Heller, Horn, Johnson of Carroll, Lanham, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Vanderburgh, Montgomery, Pyeatt, Pfafflin,

Ramsey, Ratliff, Reddick, Reeder, Ribble, Romine, Shaffer, Shortridge, Shugart, Taylor of Daviess, Thomas, Thompson of Henry, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence and Woody—49.

So the motion to reconsider was not laid on the table.

The question now recurring on the motion to reconsider the vote taken this morning.

Messrs. Havens and Heller demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Burson, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Davis, Emerson, Evans, Favorite, Glasgow, Gossman, Harper, Harris of Wayne, Haynes, Heller, Horn, Johnson of Carroll, Lanham, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Vanderburgh, Montgomery, Pyeatt, Pfafflin, Ratliff, Reddick, Reeder, Ribble, Romine, Shaffer, Shortridge, Shugart, Taylor of Daviess, Thomas, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence and Woody—48.

Those who voted in the negative were,

Messrs. Barney, Bence, Brown of Rush, Caldwell, Dale, Darnall, Davison, Edwards, Forkner, Fulk, Gilbert, Harris of Madison, Havens, Heighway, Henderson, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Franklin, Marvin of Boone, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Ramsey, Ragan, Reno, Roseberry, Shaw, Smith, Snyder, Taylor of Tipton, Thompson of Marion, Trusler, Williams of Brown and Wynn—46.

So the vote to reconsider prevailed.

Mr. Davis offered the following amendment :

Amend by inserting in the bill the following provisions :

First—The erection of one asylum building either north or south of Indianapolis, by four Commissioners, to be chosen by the Governor, the cost not to exceed two hundred and fifty thousand dollars upon a location embracing not less than eighty acres of land, which site shall be selected by said Commission, and to the approval of the Governor.

Second—Said Commissioners to be governed in the erection of said asylum building with a view to the convenience, utility and comfort of the patients, and not for external appearances, ornamentation or show.

Which amendment was adopted.

Mr. Davis offered the following amendment :

Modify the amendment by striking out all sectional lines, and provide that the Commissioners may locate said asylums at any point they may select outside of the county of Marion, that may be approved by the Governor.

Mr. Keightly moved to lay the amendment on the table.

Messrs. Davis and Gilbert demanded the ayes and noes.

The question being, shall the amendment lie upon the table ?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bence, Brown of Rush, Caldwell, Charters, Clark, Crumpacker, Dale, Darnall, Davison, Edwards, Forkner, Fulk, Gilbert, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Henderson, Hopkins, Jackson, Johnston of Dearborn, Keightley, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Ramsey, Ragan, Reddick, Reno, Roseberry, Shaw, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Marion, Trusler, Williams of Brown, and Wynn—58.

Those who voted in the negative were,

Messrs. Arnold, Bearss, Brown of Jasper, Burson, Cantley, Charters, Collins, Crane, Davis, Emerson, Evans, Favorite, Glasgow, Gossman, Harper, Heller, Horn, Johnson of Carroll, Lanham, Lincoln, Martin of Wells, Miller of Vanderburgh, Montgomery, Pyeatt, Pfafflin, Ratliff, Reeder, Ribble, Romine, Shaffer, Shortridge, Thomas, Thompson of Henry, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, and Woody—40.

So the amendment was laid on the table.

Mr. Davis offered the following amendment :

Modify the amendment by striking all sectional lines and providing that the Commissioners may locate said Asylums at any point they may select that may be approved by the Governor.

Mr. McMichael moved to lay the amendment of Mr. Davis upon the table.

Mr. Davis and Havens demanded the ayes and noes.

The question being, shall the amendment lie upon the table ?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bence, Brown of Rush, Burson, Caldwell, Clark, Collins, Dale, Darnall, Davison, Edwards, Forkner, Fulk, Gilbert, Harris of Madison, Harris of Wayne, Havens, Heighway, Henderson, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Franklin, Marvin of Boone, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Ramesy, Ratliff, Ragan, Reddick, Reno, Roseberry, Shaw, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Marion, Trusler, Williams of Brown and Wynn—56.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Brown of Jasper, Cantley, Charters, Crane, Crumpacker, Davis, Emerson, Evans, Favorite, Glasgow, Gossman, Harper, Haynes, Heller, Horn, Lanham, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Vanderburgh, Montgomery, Pyeatt, Pfafflin, Reeder, Ribble, Romine, Shaffer Shortridge, Shugart, Thomas, Thompson of Henry, Twibill, Walz, Washburn, Watterman, Willett, Williams of Lawrence and Woody—41.

So the amendment lay on the table.

Mr. Marvin of Boone moved the previous question.

Which motion prevailed.

The question being, shall the bill and instructions be recommitted?

Messrs. Forkner and Havens demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Bearss, Brown of Jasper, Burson, Cantley, Charters, Collins, Crane, Crumpacker, Davis, Emerson, Evans, Favorite, Glasgow, Gossman, Harper, Haynes, Heller, Horn, Johnson of Carroll, Lanham, Lincoln, Martin of Wells, Miller of Vanderburgh, Montgomery, Pyeatt, Pfafflin, Reeder, Ribble, Romine, Shaffer, Shortridge, Shugart, Thomas, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence and Woody—43.

Those who voted in the negative were,

Messrs. Barney, Bence, Brown of Rush, Caldwell, Clark, Dale, Darnall, Davison, Edwards, Forkner, Fulk, Gilbert, Harris of Madison, Harris of Wayne, Havens, Heighway, Henderson, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of

Parke, McCord, Morgan, McFadden, McMichael, Nash, Osborn, Pate, Ramsey, Ratliff, Ragan, Reddick, Reno, Roseberry, Shaw, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Williams of Brown and Wynn—54.

So the bill was not recommitted.

Mr. Forkner offered the following amendment.

To refer the bill back to the committee with the following instructions.

To amend so as to provide for the building of one asylum at a cost not to exceed \$300,000, the location to be selected by three commissioners to be appointed by the Governor, anywhere in the State.

Mr. Darnall moved that the amendment do lie upon the table.

Which motion prevailed.

Mr. Marvin of Boone, moved the previous question.

Which motion prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bence, Brown of Kush, Caldwell, Clark, Crumpacker, Dale, Darnall, Davison, Edwards, Forkner, Fulk, Gilbert, Glasgow, Harris of Madison, Havens, Haynes, Heighway, Hopkins, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Franklin, Marvin of Boone, Miller of Parke, Morgan, McFadden, Nash, Ramsey, Ragan, Ribble, Smith, Taylor of Tipton, Thompson of Marion, Trusler, Twibill, Woody, Wynn and Mr. Speaker—44.

Those who voted in the negative were,

Messrs. Arnold, Bearss, Brown of Jasper, Burson, Cantley, Charters,

Collins, Crane, Davis, Emerson, Evans, Favorite, Gossman, Harper, Harris of Wayne, Heller,² Henderson, Horn, Johnson of Carroll, Johnston of Dearborn, Lanham, Lincoln, Martin of Wells, Marvin of Fountain, Megenity, Miller of Vanderburgh, Montgomery, McCord, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Reddick, Reeder, Reno, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Walz, Washburn, Waterman, Willett, Williams of Brown and Williams of Lawrence—53.

So the bill failed to pass.

Mr. Marvin of Boone, moved to take Senate Bill No. 204 from the table.

Mr. Johnston of Dearborn, moved to lay the motion of Mr. Marvin upon the table.

Messrs. Woody and Johnson of Carroll, demanded the ayes and noes.

The question being, shall the motion lie upon the table?

Those who voted in the affirmative were,

Messrs. Barney, Bearss, Bence, Brown of Rush, Burson, Cantley, Clark, Crane, Darnall, Davison, Edwards, Fulk, Gilbert, Harris of Madison, Harris of Wayne, Havens, Heighway, Henderson, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Martin of Franklin, Marvin of Boone, Morgan, McFadden, McMichael, Nash, Pate, Ragan, Reddick, Reno, Roseberry, Shaw, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Williams of Brown and Wynn—45.

Those who voted in the negative were,

Messrs. Ames, Anderson, Arnold, Bearss, Brown of Jasper, Caldwell, Charters, Collins, Crumpacker, Dale, Davis, Emerson, Evans, Favorite, Forkner, Glasgow, Gossman, Harper, Haynes, Heller, Horn, Johnson of Carroll, Kennedy of Montgomery,

Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Reeder, Ribble, Romine, Shaffer, Shortridge, Thomas, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, and Woody—51.

So the motion was not laid upon the table.

The question being, shall Senate bill No. 204 be taken up?

The same did not prevail.

Mr. McMichael moved to reconsider the vote just taken on House Bill No. 389.

Which motion prevailed.

Mr. Clark moved to refer the same back to the committee, with instructions to strike out five hundred thousand dollars and insert three hundred and fifty thousand dollars.

Mr. Heller moved to lay the motion of Mr. Clark upon the table.

Messrs. Havens and McMichael demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Brown of Jasper, Crane, Crumpacker, Davis, Emerson, Evans, Favorite, Glasgow, Gossman, Haynes, Heller, Horn, Johnson of Carroll, Lanham, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Vanderburgh, Montgomery, Peyeatt, Pfafflin, Romine, Shaffer, Thomas, Twibill, Washburn, Waterman, Willett and Williams of Lawrence—34.

Those who voted in the negative were,

Messrs. Barney, Bence, Brown of Rush, Burson, Caldwell, Cantley Charters, Clark, Collins, Dale, Darnall, Davison, Edwards, Forkner, Fulk, Gilbert, Harper, Harris of Madison, Harris of Wayne, Havens, Heighway, Henderson, Hopkins, Jackson, Johnston of

Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Franklin, Marvin of Boone, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Williams of Brown, Woody, Wynn, and Mr. Speaker—64.

So the motion did not lie upon the table.

The question now being on the recommittal of the bill with the instructions proposed by Mr. Clark, the bill and instructions were ordered to be recommitted to the Committee on Benevolent and Scientific Institutions.

On motion of Mr. Darnall, House Bill No. 140 was taken up and the Senate amendments were concurred in.

Mr. Caldwell introduced

House Bill No. 489. An act making general appropriations for the years one thousand eight hundred and seventy-five and one thousand eight hundred and seventy-six.

Which was read a first time.

Mr. Caldwell moved to suspend the rules that House Bill No. 489 may be read a second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of

Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Patterson, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—94.

Those who voted in the negative were,

Messrs. Haynes and Williams of Brown—2.

So the rules were suspended.

Mr. Evans presented a petition on the subject of insurance, which was referred to the Committee on insurance.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the President of the Senate to inform the House of Representatives that he has signed House Enrolled Act No. 190, which is herewith returned.

House Bill No. 489, introduced by Mr. Caldwell, was read a second time and made the special order for Tuesday next at 2 o'clock p. m.

Mr. Bence introduced

House Bill No. 490. An act to prevent the trustees of any of the institutions therein named from borrowing money or contracting any indebtedness or making expenditures in the name of the State in behalf of such institutions, except by authority of law as therein provided, and providing penalties for the violation thereof.

Which was read a first time.

Mr. Davis moved to take up Senate Bill No. 15.

Which motion prevailed.

Mr. Davis moved to suspend the rules and that Senate Bill No. 15 be read a second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Paté, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—89.

Those who voted in the negative were,

Messrs. Darnall, Kennedy of Montgomery, Morgan, Thompson of Henry and Wynn—5.

So the rules were suspended.

Mr. Davis moved to amend the bill by striking out all after enacting clause, and inserting the following:

That it shall be unlawful for any person or persons to directly or indirectly sell, barter, or give away for any purpose of gain any spiritous, vinous or malt liquors in less quantities than a quart at a

time without first procuring from the Board of Commissioners of the county in which such liquor or liquors are to be sold, a license as hereinafter provided, nor shall any person, without having first procured such license, sell or barter any intoxicating liquor to be drank or suffered to be drank in his house, out house, yard, garden, or the appurtenances thereto belonging.

SEC. 2. The words "intoxicating liquors," as used in this act, shall apply to any spiritous, vinous, or malt liquors, or to any intoxicating liquors whatever, which is used or may be used as a beverage.

SEC. 3. Any male inhabitant over the age of twenty-one years desiring to obtain license to sell intoxicating liquors, shall give notice to the citizens of the township, town, city or ward in which he desires to sell, by publishing in a weekly newspaper in the county a notice, stating in the notice the precise location of the premises in which he desires to sell, and the kind of liquors, whether only vinous or malt liquors, or malt liquors only, or spiritous, vinous and malt liquors, or vinous liquors only, at least twenty days before the meeting of the Board, at which the applicant intends to apply for a license, or in case there is no such paper published in the county, then by posting up written or printed notices in three of the most public places of the township in which he desires to sell, at least twenty days before the meeting of such Board. And it shall be the privilege of any voter of said township to remonstrate in writing against the granting of such license to any applicant on account of immorality, or other unfitness, as is specified in this act.

SEC. 4. The Board of County Commissioners, at such term, shall grant a license to such applicant upon his giving bond to the State of Indiana, with at least two freehold sureties, resident within said county, to be approved by the County Auditor, in the sum of two thousand dollars, conditioned that he will keep an orderly and peaceable house, and that he will pay all fines and costs that may be assessed against him for any violations of the provisions of this act, which bond shall be filed with the Auditor of said county; *Provided*, Said applicant be a fit person to be entrusted with the sale of intoxicating liquors, and if he be not in the habit of becoming intoxicated, but in no case shall a license be granted to a person in the habit of becoming intoxicated; *Provided*, That no appeal, taken by any person from the order of the Board granting such license,

shall operate to estop the person receiving such license from selling intoxicating liquors thereunder until such appeal shall have been decided adversely to the applicant for license by the Circuit Court, and he shall not be liable as a seller without license for sales made during the pendency of such appeal.

SEC. 5. If said applicant desire to sell spiritous, vinous, and malt liquors in quantities of less than a quart at a time, to be drank on the premises where sold, he shall pay to the Treasurer of said county one hundred dollars, as a license fee for one year, before license shall issue to him, and if he desire to sell only vinous or malt liquors, or both, in quantities less than a quart at a time, to be drank on the premises where sold, he shall pay to the Treasurer of said county fifty dollars, as a license fee for one year, before license shall issue to him, such fee to be applied and expended for common school purposes in the same manner in which the revenue of the common school fund are now expended.

SEC. 6. No city or incorporated town shall charge any person who may obtain a license under the provisions of this act, more than the following sums for license to sell within their incorporated limits: Cities may charge one hundred dollars, and incorporated towns fifty dollars, in addition to the sum provided for hereinbefore.

SEC. 7. Upon the execution of the bond as required in the fourth section of this act, and the presentation of the order of the Board of Commissioners granting him license, and the County Treasurer's receipt for fifty dollars, if the application be for vinous and malt liquors only, or a receipt for one hundred dollars if the application be for the sale of spirituous, vinous and malt liquors, as aforesaid, the County Auditor shall issue a license to the applicant for the sale of such liquors as he applied for, in less quantities than a quart at a time, with the privilege of permitting the same to be drank in the premises as stated in the aforesaid notice, which license shall specify the name of the applicant, the place of sale, and the period of time for which such license is granted.

SEC. 8. No license as herein provided, shall be granted for a greater or less time than one year.

SEC. 9. A license granted under the provisions of this act shall not authorize the person so licensed to sell or barter any intoxicating, vinous, or malt liquors on Sunday, nor upon any legal holiday,

nor upon the day of any State, county, township, or municipal election, in the township, town or city where the same may be holden, nor between the hours of 11 p. m. and 5 a. m., and upon the conviction thereof, he shall be deemed guilty of a misdemeanor and be fined in any sum not less than ten nor more than fifty dollars, and for a second conviction he shall forfeit his license, which shall be a part of the judgment of the court trying the same.

SEC. 10. Every person who shall, directly or indirectly, sell, barter, or give away any intoxicating, vinous, or malt liquors to any person who is in the habit of being intoxicated, after notice shall have been given him in writing by the wife, child, parent, brother or sister of such person, or by the Trustee of the township where he resides, that such person is in the habit of being intoxicated, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than ten nor more than fifty dollars.

SEC. 11. Any person not being licensed according to the provisions of this act, who shall sell or barter, directly or indirectly, any spiritous, vinous, or malt liquors in a less quantity than a quart at a time, or who shall sell or barter any spiritous, vinous, or malt liquors to be drank or suffered to be drank in his house, out-house, yard, garden, or the appurtenances thereto belonging, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not less than twenty nor more than one hundred dollars, to which the court or jury trying the cause may add imprisonment in the county jail of not less than thirty days nor more than six months.

SEC. 12. If any person shall sell, barter, or give away, directly or indirectly, any spiritous, vinous, or malt liquors to any person under the age of twenty-one years, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not less than ten nor more than fifty dollars.

SEC. 13. If any person under the age of twenty-one years shall misrepresent his age and state himself to be over twenty-one years of age in order to purchase spiritous, vinous, or malt liquors, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not less than ten nor more than fifty dollars.

SEC. 14. Any person who shall sell, barter or give away any spirituous vinous or malt liquors, to any person at the time in a

state of intoxication, shall be deemed guilty of a misdemeanor, and upon a conviction thereof, shall be fined in any sum not less than ten nor more than fifty dollars.

SEC. 15. Any person who shall adulterate, or who shall sell or offer for sale any spirituous, vinous or malt liquors, which have been adulterated by the admixture of any deleterious substance, therewith, shall be deemed guilty of a misdemeanor, and upon a conviction thereof, shall be fined in any sum not less than fifty nor more than five hundred dollars, to which the court or jury trying the same, may add imprisonment in the county jail, of not less than thirty days nor more than six months.

SEC. 16. Every place, house, arbor, room or shed, wherein, spirituous, vinous or malt liquors are sold, bartered or given away, or suffered to be drank, if kept in a disorderly manner, shall be deemed a common nuisance, and the keeper thereof, upon conviction shall forfeit his license and be fined in any sum not less than ten nor more than one hundred dollars; *Provided*, That no prosecution shall be instituted or maintained against any person for any violation of the provisions of this act occurring between the time when it shall take effect and the close of the first regular session of the Board of Commissioners of the proper county, the beginning of which session not taking place in less time than four weeks after this act shall have taken effect.

SEC. 17. Criminal Circuit Courts and Circuit Courts, within their respective jurisdictions shall have power to hear and determine all complaints for the violation of any of the provisions of this act, and the Grand Juries of the several courts shall have, and it is hereby made their duty to take cognizance of offenses against its provisions as in case of felonies.

SEC. 18. Justices of the Peace within their respective counties shall have jurisdiction to try and determine all cases arising under the provisions of this act, except as provided in section 16 of this act; *Provided*, That if in the opinion of the Justice or Jury trying any such case, a fine of twenty-five dollars shall be an inadequate punishment for such violations, then the Justice in such case shall recognize the party in sufficient bond and surety, to appear at the next term of the Criminal Circuit Court, or Circuit Court of the the proper county, to answer said charge.

SEC. 19. All former laws regulating the sale of intoxicating liquors and all laws and parts of laws coming in conflict with any of the provisions of this act be and the same are hereby repealed.

SEC. 20. It is hereby declared that an emergency exists for the immediate taking effect of this act, it shall therefore be in force from and after its passage.

Mr. Davis moved the previous question, which prevailed.

The question being, shall the main question be now put?

Messrs. Morgan and Trusler demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Crane, Crumpacker, Davison, Davis, Edwards, Emerson, Evans, Gossman, Harris of Madison, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Vanderburgh, Montgomery, McCord, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Romine, Shaw, Snyder, Taylor of Daviess, Thompson of Marion, Walz, Washburn, Waterman Willett, Williams of Brown and Mr. Speaker—55.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Charters, Clark, Dale, Darnall, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Heighway, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Parkc, Morgan, McFadden, Ratliff, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—37.

So the previous question prevailed.ⁿ

The question being on the adoption of the amendment offered by Mr. Davis, and the same was adopted.

Mr. Forkner offered an amendment.

Which was not adopted.

Mr. Davis moved that the bill, as amended, be considered engrossed.

Which was carried.

Mr. Glasgow moved to adjourn.

Which motion did not prevail.

Mr. Davis moved to suspend the rules, and that the bill be read a third time now.

The question being, shall the rules be suspended?

The following message was received from the Senate, by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 128, entitled "A bill to repeal section 55 of an act to amend an act to authorize and regulate the business of general banking," approved March 3d, 1855. And the same is herewith transmitted to the House.

Mr. Wynn introduced

House Bill 491. A bill to legalize the official acts of the several Boards of Trustees of the town of North Vernon, Jennings county, Indiana, and to legalize the acts of the corporations of the said town, etc.

Which was read a first time.

On motion of Mr. Havens, the House adjourned until 9 o'clock to-morrow morning.

FRIDAY MORNING.

FEBRUARY 26, 1875—9 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the chair.

The Journal of yesterday was read in part, when on motion of Mr. Arnold, the further reading thereof was dispensed with.

Engrossed Senate Bill No. 55, an act to amend section 16 of an entitled, "An act concerning real property and the alienation thereof," approved May 6, 1852.

Which was read a first time.

Engrossed Senate Bill No. 59 was read a second time and, on motion, the same was referred to the Committee on Roads.

Engrossed Senate Bill No. 52, an act to authorize the fourth and ninth section of an act entitled "An act for the incorporation and continuance of building, loan fund and savings associations," approved March 5, 1857, to legalize certain contracts made by such associations, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 255, was read a second time and, on motion the same was referred to the Committee on Fees and Salaries.

Engrossed Senate Bill No. 219, an act to amend sections 1, 2, 3, 4, 8, 13 and 17, of an act entitled "An act to authorize aid to the construction of railroads by counties and townships taking stock in and making donations to railroad companies," approved May 12, 1869.

Which was read a first time.

Engrossed Senate Bill No. 281, an act to amend the first section of an act entitled as follows: "An act to amend the first section of an act for the incorporation of manufacturing and mining companies."

Which was read a first time.

Engrossed Senate Bill No. 292, an act to amend the law for the incorporation of cities.

Which was read a first time.

Engrossed Senate Bill No. 288. An act to legalize city taxes for the years 1873 and 1874.

Which was read a first time.

Engrossed Senate Bill No. 252. An act to establish a Superior Court in the county of Tippecanoe, defining its jurisdiction, etc.

Which was read a first time.

Engrossed Senate Bill No. 138. An act in relation to the settlement of claims against decedents' estates.

Which was read a first time.

Engrossed Senate Bill No. 293. An act to enable the incorporated cities of the State of Indiana to adopt and enforce by-laws for the purpose of securing the removal of garbage, etc., etc., and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 212. An act authorizing criminal judges in this State to issue writs of *habeas corpus*.

Which was read a first time.

Engrossed Senate Bill No. 341. An act to amend section 21 of an act entitled "An act to establish a Female Prison and Reformatory Institute for girls and women," etc., approved May 13, 1869.

Which was read a first time.

Engrossed Senate Bill No. 140, was read a second time and, on motion, the same was referred to the Committee on Elections.

Engrossed Senate Bill No. 87, was read a second time and, on motion, the same was referred to the Committee on Agriculture.

Engrossed Senate Bill No. 83, was read a second time and, on motion, the same was referred to the Committee on Judiciary.

Engrossed Senate Bill No. 70, was read a second time and, on motion, the same was referred to the Committee on Judiciary.

Engrossed Senate Bill No. 117 was read a second time and, on motion, referred to the Committee on Rights and Privileges.

Engrossed Senate Bill No. 75 was read a second time and, on motion, referred to a special committee of three, consisting of Messrs. Havens, Davis and Glasgow.

Engrossed Senate Bill No. 100 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 132 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 56 was read a second time and, on motion, referred to the Committee on Agriculture.

Engrossed Senate Bill No. 125 was read a second time and, on motion the same was referred to the Committee on Judiciary.

Mr. Bence moved to reconsider House Bill No. 490 engrossed, and that the rules be suspended and the bill read a third time now.

The question being, shall the rules be suspended ?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans,

Favorite, Forkner, Fulk, Gilbert Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reeder, Reno, Ribble, Romine, Shaw, Shortridge, Shugart, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody and Mr. Speaker—85.

Those who voted in the negative were,

Messrs. Collins, Darnall, Hopkins, Osborn, Ragan, Roseberry, Shaffer, Smith, Williams of Brown and Wynn—10.

So the rules were suspended.

House Bill No. 490, introduced by Mr. Bence, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Rush, Burson, Clark, Collins, Crane, Crumpacker, Davison, Davis, Edwards, Emerson, Evans, Favorite, Gossman, Harper, Harris of Madison, Haynes, Heighway, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Law, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pycatt, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence and Mr. Speaker—60.

Those who voted in the negative were,

Messrs. Brown of Jasper, Cantley, Charters, Dale, Darnall, Forkner, Fulk, Gilbert, Harris of Wayne, Havens, Hopkins, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Miller of Vanderburgh, Pfafflin, Ratliff, Ragan, Reeder, Ribble, Shaffer, Shortridge, Shugart, Smith, Thomas, Trusler, Twibill, Woody and Wynn—31.

So the bill passed.

Mr. Pfafflin moved for a consideration of the vote taken by which House Bill No. 255 was referred to the Committee on Fees and Salaries.

Which motion prevailed.

Mr. Pfafflin offered the following amendment :

That section twenty-four of Senate Bill No. 255, to establish Superior Courts in certain counties in this State, be amended to read as follows :

That the Judge of said Superior Court shall be entitled to receive annually the sum of twenty-five hundred dollars, to be paid out of the treasury of the county wherein said court may be situated, in equal installments on the first Mondays in January, April, July and October of each year.

And on motion of Mr. Havens, the bill and amendment were referred to the Committee on the Organization of Courts of Justice.

House Bill No. 482, introduced by Mr. Woody, was read a second time and, on motion, the same was referred to the Committee on the Organization of Courts.

House Bill No. 480, was read a second time and, on motion, the same was referred to the Committee on County and Township Business.

Mr. Burson moved to take up House Bill No. 481.

Which motion prevailed.

Mr. Woody moved that the rules be suspended and that the bill be read a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Brown of Jasper, Brown of Rush, Burson, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Heighway, Henderson, Hopkins, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Miller of Vanderburgh, Montgomery, Morgan, McFadden, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—81.

Those who voted in the negative were,

Messrs. Haynes, Johnson of Carroll, Johnston of Dearborn, Martin of Wells, Megenity, Miller of Parke, McCord, Osborn, Roseberry, Shaffer, and Williams of Brown—11.

So the rules were suspended.

House Bill No. 481, introduced by Mr. Woody, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—87.

Mr. Megenity voted in the negative.

So the bill passed.

House Bill No. 478, introduced by Mr. Williams of Brown, was read a second time and, on motion, referred to the Committee on Corporations.

House Bill No. 479, introduced by Mr. Waterman, was read a second time and, on motion, referred to the Committee on Cities and Towns.

House Bill No. 476, introduced by Mr. Havens, was read a second time and, on motion, was ordered to be engrossed.

House Bill No. 477, introduced by Mr. Williams of Brown, was read a second time and, on motion, was referred to the Committee on Judiciary.

House Bill No. 80, introduced by Mr. Davis, was read a second time and, on motion, was referred to the Committee on Corporations.

House Bill No. 491, introduced by Mr. Wynn, was read a second time and on motion, was ordered to be engrossed.

House Bill No. 487, introduced by Mr. Reddick, was read a second time and, on motion, was referred to the Committee on County and Township Business.

House Bill No. 486, introduced by Mr. McMichael, was read a second time and, on motion, ordered to be engrossed.

House Bill No. 485, introduced by Mr. Keightly, was read a second time and, on motion, was referred to the Judiciary Committee.

Mr. Crane moved to consider House Bill No. 484 engrossed, suspend the rules, and read the bill a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Heighway, Henderson, Hopkins, Horn, Jackson, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McFadden, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Wynn and Wynn—82.

Those who voted in the negative were,

Messrs. Haynes, McCord, Roseberry and Williams of Brown—4.

So the rules were suspended.

House Bill No. 484, introduced by Mr. Crane, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightiy, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—89.

Those who voted in the negative were,

Messrs. Brown of Rush, McMichael, Shaw and Shortridge—4.

So the bill passed.

Mr. Lanham, from the Committee on Engrossed Bills, submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills have compared Engrossed House Bills Nos. 468, 438, 236, 446, 28, 445, 422, 454, 418, 419, 417, 404, 40, 364 and 411 with the original copies, and find the same in all respects correctly engrossed.

J. W. LANHAM.

House Bill No. 483, introduced by Mr. Davison, was read a second time, and on motion, referred to the Committee on Courts of Justice.

Engrossed House Bill No. 253 was taken from the table, read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Brown of Jasper, Burson, Caldwell, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Forkner, Fulk, Gilbert, Glasgow, Harper, Havens, Hopkins, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Martin of Wells, Miller of Vanderburgh, Montgomery, Morgan, Pfafflin, Ragan, Reno, Snyder, Walz, Waterman, Willett, Woody, Wynn and Mr. Speaker—41.

Those who voted in the negative were,

Messrs. Bence, Brown of Rush, Cantley, Charters, Edwards, Emerson, Evans, Favorite, Gossman, Harris of Madison, Harris of Wayne, Haynes, Heighway, Henderson, Horn, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Washburn, Williams of Brown and Williams of Lawrence—50.

So the bill failed to pass.

House Bill No. 460, was read a third time and put upon its passage.]

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Brown of Jasper, Brown of Rush, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—77.

Those who voted in the negative were,

Messrs. Law, Martin of Wells, Megenity, Miller of Parke, Ragan and Willett—6.

So the bill passed.

House Bill No. 75 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin
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of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reeder, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Willet, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—78.

Those who voted in the negative were,

Messrs. Forkner, Kennedy of Montgomery, Law, Reno, Romine and Taylor of Daviess—6.

So the bill passed.

Engrossed House Bill No. 388 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Clark, Crane, Dale, Davison, Davis, Evans, Fulk, Gilbert, Havens, Haynes, Heighway, Hopkins, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Morgan, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Snyder, Taylor of Daviess, Thomas, Twibill, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—57.

Those who voted in the negative were,

Messrs. Cantley, Charters, Collins, Darnall, Emerson, Favorite, Forkner, Glasgow, Harper, Harris of Madison, Harris of Wayne, Jackson, Johnston of Dearborn, Law, Lincoln, Martin of Franklin, Megenity, Montgomery, McFadden, Pate, Patterson, Ragan, Reno, Smith, Trusler, Walz—27.

So the bill passed.

Engrossed House Bill No. 217, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Evans, Favorite, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Hopkins, Horn, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgan, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Vanderburgh, Montgomery, Morgan, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaffer, Smith, Snyder, Taylor of Tipton, Thompson of Henry, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Mr. Speaker—60.

Those who voted in the negative were,

Messrs. Charters, Clark, Forkner Fulk, Harris of Madison, Jackson, Johnson of Carroll, Lanham, Law, Miller of Parke, McCord, McFadden, McMichael, Nash, Osborn, Reddick, Reno, Romine, Shaw, Shortridge, Taylor of Daviess, Thomas, Trusler, Willett and Wynn—25.

So the bill passed.

Engrossed House Bill No. 355 was read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of

Madison, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—86.

Mr. Thompson of Henry voting in the negative.

So the bill passed.

Mr. Lanham, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER:

The Committee on Engrossed Bills have compared Engrossed House Bill No. 426, with the original, and find the same in all things correctly engrossed.

Engrossed House Bill No. 414, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Bearss, Brown of Jasper, Brown of Rush, Burson, Cantley, Charters, Clark, Crumpacker, Dale, Davison, Davis, Forkner, Fulk, Gossman, Harris of Wayne, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Reeder, Reno, Romine, Roseberry, Shortridge, Shugart,

Smith, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Williams of Brown and Woody—54.

Those who voted in the negative were,

Messrs. Barney, Bence, Caldwell, Collins, Crane, Darnall, Edwards, Emerson, Evans, Favorite, Gilbert, Glasgow, Harris of Madison, Havens, Henderson, Horn, Kennedy of Montgomery, Lincoln, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Morgan, Nash, Ramsey, Ragan, Reddick, Ribble, Shaw, Thomas, Twibill, Waterman, Willett, Williams of Lawrence and Wynn—35.

So the bill passed.

Mr. Davis moved to take up Senate Bill No. 15, as amended, and put the same upon its passage.

Which motion prevailed.

Mr. Davis moved the previous question.

Which motion prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bence, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Davison, Davis, Edwards, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Vanderburgh, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Romine, Shaw, Snyder, Taylor of Daviess, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown, and Mr. Speaker—56.

Those who voted in the negative were,

Messrs. Bearss, Brown of Jasper, Clark, Crumpacker, Dale, Darnall, Emerson, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Parke, Morgan, McFadden, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—38.

So the bill passed.

The question being, shall the title of the bill as read stand as the title of the bill?

Whereupon Mr. Davis moved to strike out the title and insert the following :

“ An act to regulate and license the sale of spiritous, vinous and malt and other intoxicating liquors; to prohibit the adulteration of liquor; to limit the license fee to be charged by cities and towns; to repeal all former laws regulating the sale of intoxicating liquors, and all laws and parts of laws coming in conflict with the provisions of this act; prescribing penalties for the violation thereof, and declaring an emergency.”

Which was adopted, and the title of the bill, as amended, was ordered to stand as the title of the bill.

The Chair appointed Messrs. McMichael, Willett and Forkner as the special committee provided for by Mr. McMichael's resolution in regard to examining the list of employes, etc.

Mr. Lanham, from the Committee on Engrossed Bills, submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills, to whom was referred Engrossed House Bill No. 414, have carefully compared the same with the original bill and find it correctly engrossed.

Mr. Edwards moved to reconsider the vote just taken on House Bill No. 253.

Which motion did not prevail.

Mr. Williams of Brown, moved to reconsider the vote on House Bill No. 371.

Which motion did not prevail.

House Bill No. 426 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted, in the affirmative were,

Messrs. Arnold, Barney, Bearss, Bence, Brown of Jasper, Caldwell, Charters, Clark, Collins, Crane, Darnall, Davis, Favorite, Glasgow, Gossman, Johnson of Carroll, Johnson of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Martin of Franklin, Martin of Wells, Megenity, Miller of Parke, Montgomery, McCord, McMichael, Osborn, Pfafflin, Ragan, Reddick, Reeder, Ribble, Romine, Shaffer, Shugart, Smith, Taylor of Tipton, Thomas, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Wynn and Mr. Speaker—49.

Those who voted in the negative were,

Messrs. Brown of Rush, Burson, Cantley, Crumpacker, Dale, Davison, Edwards, Emerson, Evans, Forkner, Fulk, Gilbert, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Keightley, Law, Lincoln, Marvin of Boone, Marvin of Fountain, Morgan, McFadden, Nash, Pate, Peyeaatt, Ramsey, Ratliff, Reno, Roseberry, Shaw, Shortridge, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Williams of Brown and Woody—45.

So the bill failed to pass.

House Bill No. 304, was read a third time and put upon its passage.

Mr. Havens moved that the bill be recommitted with instructions to amend as follows:

That whenever any person along the line of any railroad desires to fence the land owned by him, along any railroad track, he shall give notice to the railroad company and the company shall fence one-half of said road, and the owner of the land the other half; in case any railroad shall refuse to fence their track, the owner of the land may build the fence and sue and collect one-half from the railroad company, provided, however, where railroad companies have contracted to fence their right of way, as a consideration for the right of way, that this act shall not invalidate any such contract.

Mr. Willett moved that the amendment offered by Mr. Havens lie upon the table.

The question being shall the amendment lie upon the table?

Messrs. Willett and Miller of Parke, demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Arnold Barney, Bearss, Caldwell, Charters, Crum-packer, Dale, Davison, Emerson, Favorite, Gilbert, Glasgow, Harris of Wayne, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, Nash, Osborn, Pyeatt, Ramsey, Reeder, Reno, Roseberry, Shaw, Shortridge, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Waterman, Willett, Williams of Brown, Woody and Wynn—46.

Those who voted in the negative were,

Messrs. Anderson, Bence, Brown of Rush, Clark, Collins, Crane, Darnall, Davis, Edwards, Forkner, Fulk, Gossman, Havens, Haynes, Heighway, Henderson, Hopkins, Jackson, Kennedy of

Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Marvin of Boone, Morgan, McFadden, Pate, Pfaffin, Ragan, Reddick, Ribble, Shaffer, Smith, Taylor of Daviess, Tayler of Tipton, Twibill, Walz and Washburn—37.

So the amendment was laid on the table.

Mr. Martin of Wells moved the previous question.

Pending which, on motion of Mr. Darnall, the House adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

The House resumed the consideration of House Bill No. 304, pending which the House adjourned this morning.

Leave of absence was granted Mr. Ragan until to-morrow morning at 9 o'clock, on account of sickness.

Mr. Havens moved to re-commit with the following amendment:

Provided, That in case where the owner or owners of land through or over whose land such road passes, do not desire such road fenced thereon, such railroad company shall not be required to fence their said road on such owner's or owners' land without written notice of such owner or owners to that effect having been given to such company.

Which was laid on the table.

Engrossed House Bill No. 304 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Burson, Charters, Crumpacker, Davison, Favorite, Glasgow, Harper, Harris of Madison, Harris of Wayne, Horn, Kennedy of Marion, Law, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Parke, McCord, Nash, Osborn, Pyeatt, Ratliff, Reeder, Reno, Shortridge, Smith, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Waterman, Willett, Williams of Brown, Woody and Wynn—36.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Caldwell, Clark, Collins, Crane, Dale, Darnall, Davis, Edwards, Emerson, Evans, Forkner, Fulk, Gilbert, Gossman, Havens, Haynes, Highway, Henderson, Hopkins, Jackson, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Martin of Franklin, Marvin of Boone, Megenity, Miller of Vanderburgh, Montgomery, Morgan, McFadden, McMichael, Pate, Pfafflin, Ramsey, Reddick, Ribble, Romine, Roseberry, Shaffer, Shaw, Shugart, Taylor of Daviess, Taylor of Tipton, Trusler, Walz and Washburn—53.

So the bill failed to pass.

Mr. Caldwell introduced

House Bill No. 492. An act to raise revenue for State and school purposes, and an additional Hospital for the Insane for the years one thousand eight hundred and seventy-five and one thousand eight hundred and seventy-six.

Which was read a first time.

Mr. Caldwell moved that the rules be suspended and that the bill be read a second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Forkner, Fulk, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Henderson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reno, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson, Trusler, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—70.

Those who voted in the negative were,

Messrs. Clark, Darnall, Evans, Favorite, Glasgow, Harper, Harris of Wayne, Heighway, Hopkins, Horn, Jackson, Morgan, Reeder, Ribble, Smith, Thompson of Henry, Twibill and Woody—18.

So the rules were suspended

House Bill No. 304, introduced by Mr. Caldwell, was read a second time and, on motion of Mr. Caldwell, was made the special order for Tuesday next, at 10 o'clock a. m.

Mr. Burson moved to place House Bill No. 275 on its passage.

Which motion prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Bearss, Bence, Brown of Jasper, Burson, Caldwell, Cantley, Charters, Clark, Crane, Darnall, Davison, Davis, Emerson, Evans, Forkner, Glasgow, Gossman, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly,

Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Lincoln, Martin of Wells, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McFadden, McMichael, Pate, Pfafflin, Ribble, Shaffer, Shaw, Shortridge, Smith, Snyder, Taylor of Tipton, Thomas, Thompson of Marion, Walz, Washburn, Waterman, Wynn and Mr. Speaker—54.

Those who voted in the negative, were,

Messrs. Collins, Crumpacker, Dale, Edwards, Favorite, Fulk, Gilbert, Harper, Harris of Madison, Harris of Wayne, Havens, Henderson, Johnson of Dearborn, Lanham, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Morgan, McCord, Osborn, Pyeatt, Ramsey, Ratliff, Reeder, Romine, Roseberry, Shugart, Taylor of Daviess, Thompson of Henry, Trusler, Twibill, Williams of Brown, Williams of Lawrence and Woody—34.

So the bill passed.

Mr. Lanham from the Committee on Engrossed Bills, submitted the following report :

MR. SPEAKER :

The Committee on Engrossed Bills have compared Engrossed House Bill No. 70 with the original, and find the same in all things correctly engrossed.

The following report was made from the Committee on Benevolent and Scientific Institutions :

MR. SPEAKER :

Your committee, to whom was recommitted House Bill No. 389, have had the same under consideration and have authorized me to report the same back, amended as instructed to-wit: strike out out \$500,000 and insert \$350,000 ; \$150,000 the first year, \$150,000 the second year, and \$50,000 the third year, or so much thereof as it will take to complete the building, and when so amended, recommend its passage.

Which report was concurred in.

Engrossed House Bill No. 389 was read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Ramsey, Ratliff, Reeder, Reno, Ribble, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Davis, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—79.

Those who voted in the negative were,

Messrs. Arnold, Bearss, Cantley, Emerson, Gossman, Horn, Lanham, Miller of Vanderburgh, Montgomery, Pyeatt, Pfafflin, Romine, Shaffer and Washburn—14.

So the bill passed.

The following message was received from the Senate:

MR. SPEAKER:

By direction of the Senate, I herewith transmit to the House of Representatives, for the signature of the Speaker thereof, Enrolled Senate Acts Nos. 304 and 21.

Mr. Collins submitted the following report:

MR. SPEAKER:

The Committee on the Organization of Courts of Justice, to whom was referred Senate Bill No. 112, have had the same under consideration, and have directed me to report said bill back with the recommendation that it pass.

Which report was concurred in.

Mr. Collins moved that Senate Bill No. 112 be read a third time now.

Which motion did not prevail.

Mr. Edwards presented the claims of James O. Ives, and also of Spiegel, Thoms & Co.

Which were referred to the Committee on Claims.

Engrossed House Bill No. 294 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Forkner, Gilbert Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Martin of Franklin, Marvin of Boone, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker

—75.

Those who voted in the negative were,

Messrs. Barney, Darnall, Favorite, Fulk, Harris of Madison, Henderson, Horn, Law, Lincoln, Martin of Wells, Marvin of Fountain, Megenity, Reeder, Reno and Shaw—14.

So the bill passed.

Engrossed House Bill No. 70, was read a third time put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Crane, Crumpacker, Dale, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Horn, Jackson, Johnson of Carroll, Johnson of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—81.

Those who voted in the negative were,

Messrs. Collins, Davison, Glasgow, Havens, Hopkins, Martin of Wells and Willett—7.

So the bill passed.

The following message was received from the Senate.

MR. SPEAKER :

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House Acts Nos. 128, 230 and 207, and the same are herewith transmitted to the House.

Engrossed House Bill No. 433, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crum-packer, Dale, Darnall, Davison, Emerson, Favorite, Fulk, Goss-man, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson Carroll, Johnston of Dearborn, Keightley, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Miller of Parke, Montgomery, Morgan, McCord, Nash, Osborn, Pate, Pfafflin, Ramsey, Ratliff, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown and Wynn—74.

Those who voted in the negative were,

Messrs. Bence, Crane, Davis, Edwards, Forkner, Gilbert, Lincoln, Marvin of Fountain, Pyeatt—9.

So the bill passed.

Engrossed House Bill No. 373, was read a third time and put upon its passage.

The question being, shall the bill pass?

Mr. Davis moved to strike out the repealing clause, being section four.

Which motion prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Bence, Burson, Cantley, Clark, Collins, Crumpacker, Darnall, Davison, Davis, Fulk, Gilbert, Gossman, Harris of Wayne, Havens, Hopkins, Horn, Jackson, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Lanham, Martin of Wells, Marvin of Fountain, Montgomery, Pate, Ramsey, Ratliff, Ribble, Roseberry, Shaffer, Shugart, Smith, Snyder, Thompson of Henry, Thompson of Marion, Washburn, Waterman and Wynn—39.

Those who voted in the negative were,

Messrs. Anderson, Barney, Bearss, Brown of Jasper, Brown of Rush, Caldwell, Charters, Crane, Dale, Edwards, Emerson, Favorite, Forkner, Glasgow, Harris of Madison, Johnson of Carroll, Kennedy of Morgan, Law, Lincoln, Martin of Franklin, Marvin of Boone, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Reddick, Reno, Romine, Shaw, Shortridge, Taylor of Daviess, Taylor of Tipton, Thomas, Trusler, Willett, Woody and Mr. Speaker—43.

So the bill did not pass.

Mr. Crumpacker presented the claims of Jno. Cookens, D. R. Rowland, — Ferris and Cyrus Nixon.

Which were referred to the Committee on Claims.

Engrossed House Bill No. 402, was read a third time and put upon its passage.

The question being, shall the bill pass?

H. J.—66

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Bearss, Bence, Brown of Jasper, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Davis, Edwards, Evans, Favorite, Forkner, Fulk, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Heighway, Hopkins, Horn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, Osborn, Pfafflin, Ratliff, Reeder, Ribble, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thompson of Henry, Twibill, Washburn, Waterman, Williams of Lawrence, Woody and Mr. Speaker—47.

Those who voted in the negative were,

Messrs. Arnold, Brown of Rush, Cantley, Emerson, Havens, Haynes, Henderson, Jackson, Johnson of Carroll, Johnston of Dearborn, Law, Marvin of Boone, Marvin of Fountain, Montgomery, McCord, McFadden, McMichael, Nash, Pate, Pyeatt, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thomas, Thompson of Marion, Trusler, Walz, Willett, Williams of Brown—34.

So the bill failed for want of a constitutional majority.

On motion of Mr. Davis, House Bill No. 453 was made the special order for Monday next at 2 o'clock p. m.

Leave of absence was granted the Committee on Education until Monday next at 2 o'clock p. m., to visit the State University at Bloomington.

Mr. Arnold offered the following resolution :

WHEREAS, There are but a few days of the present session remaining in which to transact the business now accumulated on the Speaker's desk ; therefore,

Resolved, That a special night session be held each evening during the remainder of the session ; *Provided*, That when the files are clear at adjournment, no night session shall be heard.

Mr. Marvin of Boone moved to amend, by beginning on next Monday night.

Which resolution, as amended, was adopted.

Mr. Havens moved to adjourn.

Which motion did not prevail.

House Bill No. 371, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Brown of Rush, Collins, Crane, Dale, Davis, Evans, Fulk, Gossman, Harris of Madison, Heighway, Henderson, Keightly, Kennedy of Marion, Kennedy of Morgan, Law, Martin of Franklin, Megenity, McCord, McMichael, Nash, Ramsey, Ratliff, Reddick, Roseberry, Shortridge, Thomas, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown and Williams of Lawrence—37.

Those who voted in the negative were,

Messrs. Anderson, Bence, Brown of Jasper, Burson, Cantley, Charters, Clark, Darnall, Davison, Edwards, Emerson, Favorite, Forkner, Glasgow, Harper, Harris of Wayne, Havens, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Montgomery, Lanham, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Montgomery, Morgan, McFadden, Osborn, Pate, Pyeatt, Pfafflin, Reeder, Reno, Romine, Ribble, Shaffer, Shaw, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Trusler, Twibill, Woody, Wynn and Mr. Speaker—52.

So the bill did not pass.

Leave of absence was granted Mr. Caldwell until Monday next, at 2 o'clock p. m.

Mr. Pfafflin presented a petition on the subjects of Courts.

Which was referred to the Committee on the Organization of Courts of Justice.

On motion of Mr. Glasgow, the House adjourned until to-morrow morning at 9 o'clock.

SATURDAY MORNING.

FEBRUARY 27, 1875, 9 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the chair.

The House was opened with prayer by the Rev. Dr. Burgess.

The journal of yesterday was read in part.

When, on motion of Mr. Snyder, the further reading thereof was dispensed with.

Leave of absence was granted Mr. Crane until Monday next at 2 o'clock p. m.

Leave of absence was granted Mr. Burson until Tuesday next, at 9 o'clock a. m.

The Judiciary Committee submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 436, have considered the same and direct me to report said bill back to the House with the recommendation that it be engrossed and passed.

Which report was concurred in, and the bill ordered to be engrossed.

The Judiciary Committee submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 464, have considered said bill and direct me to report it back to the House with the recommendation that it be referred to the Committee on Organization of Courts of Justice.

Which report was concurred in, and bill so referred.

Engrossed Senate Bill No. 150 was reported back by the Committee on Judiciary with the recommendation that the bill pass.

The bill passed to a third reading.

House Bill No. 461, introduced by Mr. Keightly, was reported back by the Committee on Judiciary, recommending that it lie on the table.

Which was so ordered.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 77, have had the same under consideration and have directed me to report the same back with the recommendation that it be amended as follows :

1. By adding to the first section thereof the following words :

And provided further; That whenever under the provisions of this act, any judge shall be selected after he shall have disposed of the causes he has been selected to try and determine, he shall have the same power to try, determine and dispose of all other causes upon the

docket the same as the regular Judge of the Court, in which such causes shall be pending, and that said bill when so amended do pass.

Which was concurred in.

Engrossed Senate Bill No. 77 was reported back with amendments, by the Judiciary Committee, with the recommendation that the bill as amended do pass.

Mr. Forkner moved that the bill as amended be considered engrossed, and that it be placed on its passage now.

Which motion prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Charters, Clark, Collins, Crumpacker, Dale, Davison, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Henderson, Horn, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—82.

Mr. Willett voting in the negative.

So the bill passed.

The Judiciary Committee submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 103, have had the same under consideration and have directed me to report the same back to the House with the recommendation that the said bill be amended as follows:

First—Insert the words “section 95,” between the words “limit” and “when,” in line 6 on page 3.

Second—Strike out of line 3 on page 5, the words “section 2,” and insert the words “section 96.”

Third—Strike out the words “section 3,” when they occur on page 6, and insert in their stead the words “section 97.”

And that the bill, when so amended, do pass.

Amendments adopted and report concurred in, and amendments ordered engrossed.

Leave of absence was granted Mr. Johnson of Carroll, until Monday next, at 2 o'clock p. m.

The Judiciary Committee submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 448, introduced by Mr. Ratliff, have had the same under consideration, and have directed me to report said bill back to the House, with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The Judiciary Committee submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 234, have considered the same, and direct me to report it back to the House, with the recommendation that it lie upon the table.

Which was concurred in, and the bill so ordered.

The Judiciary Committee submitted the following report :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 450, have considered the same, and direct me to report it back to the House, with the recommendation that it lie upon the table.

Which report was concurred in, and the bill so ordered.

The following report was submitted from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 437, have considered the same, and direct me to report it back to the House, with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 144, have had the same under consideration, and have directed me to report the same back with the recommendation that it be amended as follows :

By striking out all after the word "office," in line 4, of page 2, and insert instead thereof the following words, to-wit: "Wherein such corporation is required by the law, under which it is organized, to file its articles of association, or a copy thereof, as evidence of its incorporation."

And that said bill, when so amended, do pass.

Which report was concurred in, and amendments ordered engrossed.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 477, have considered the same, and directed me to report it back to the House with the recommendation that it be indefinitely postponed.

Which report was concurred in, and the bill so ordered.

The following report was submitted from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred Senate Bill No. 162, entitled "An act providing for the commencement and prosecution of criminal action by information," have examined the same and recommend that it be passed.

Which was concurred in.

Mr. Darnall was called to the chair.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred House Bill No. 306, have considered the same, and direct me to report it back with the recommendation that it lie upon the table.

Which was concurred in, and the bill so ordered.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred Senate Bill

No. 100, have had the same under consideration and have directed me to report said bill back with the recommendation that it pass.

Which report was concurred in.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The majority of the Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 83, have considered said bill, and direct me to report it back to the House with the recommendation that it pass.

Which report was concurred in.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

The Committee on Judiciary, to whom was referred Engrossed Senate Bill No. 70, have considered the same, and direct me to report it back to the House with the recommendation that it pass.

Which report was concurred in.

The following report was made from the Committee on Judiciary :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 473, introduced by Mr. Morgan, have had the same under consideration, and report it back to the House with the recommendation that it pass.

Which report was concurred in.

Mr. Morgan moved to consider the bill engrossed, and that it be read a third time now.

Which motion prevailed, and the bill was read a third time and placed on its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gossman, Harris of Madison, Harris of Wayne, Haynes, Heighway, Henderson, Horn, Jackson, Keightley, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Montgomery, Morgan, McFadden, McMichael, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Sbugart, Smith, Smith, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—70.

Those who voted in the negative were,

Messrs. Forkner, Harper, Lincoln, Martin of Wells, Miller of Parke, McCord, Osborn, Reno, Shortridge, Thomas and Willett—11.

So the bill passed.

Mr. Forkner moved to reconsider the vote by which the title to Senate Bill No. 77 was agreed to.

Which motion prevailed.

Mr. Forkner offered the following amendment :

To amend the title of Engrossed Senate Bill No. 77, as follows :
 “And to provide for the holding of the courts wherein such causes are pending, by the Judge of another Circuit, when called to try such causes.”

Which was adopted, and the title as amended ordered to stand as the title of the bill.

The Committee on Organization of Courts submitted the following report :

MR. SPEAKER:

Your Committee on Organization of Courts, to whom was referred House Bill No. 64, has considered said bill and direct me to report it back to the House, with the recommendation that it be engrossed and passed, with the following amendments: Insert in the title, in the space left blank, the words "thirty-ninth," and in the blank space in section first, the words "thirty-ninth."

Which report was concurred in, and the bill ordered engrossed.

The Committee on Organization of Courts submitted the following report:

MR. SPEAKER:

Your Committee on Organization of Courts of Justice, to whom was referred House Bill No. 31, have considered the said bill and direct me to report it back to the House with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

The Committee on Education submitted the following majority report:

MR. SPEAKER:

The Committee on Education would respectfully report that they have visited the State Normal School at Terre Haute and found the school in a good and flourishing condition in all its workings, but your Committee have found a great want and necessity for an increase of accommodation on account of the rapid increase of students; therefore, your committee would respectfully recommend to the Committee on Ways and Means, that the following appropriations be made for the purpose of completing said Normal School Building, and thereby giving the urgent and necessary accommodations. The amount required to finish the said building, according to the architect's plans and specifications, will amount to thirty-six thousand five hundred dollars, (\$36,500), which your committee recommend be appropriated.

Mr. Bence, from the Committee on Education, submitted the following minority report :

MR. SPEAKER :

The minority of the Committee on Education, having visited the State Normal School at Terre Haute, submit the following minority report :

There has been but two stories of the building finished, and the Trustees ask for an appropriation of thirty-six thousand five hundred dollars, (\$36,500), to complete the building. The school, in order to make it successful and carry out the purposes for which it was erected, needs more and larger recitation rooms. If the third, or upper story, is completed it will give them all the room necessary. For this it will require an appropriation of twenty-nine thousand dollars. The excess of this amount asked for, viz. \$7,500, is wanted to complete the basement, which will be used for dormitories. The minority of your committee would recommend that the latter amount be not allowed, but that the total amount allowed be \$29,000, and ask that this report be referred to the Committee on Ways and Means, with the instruction to include the appropriation in the general appropriation bill.

Mr. Shaffer moved to refer both reports to the Committee on Ways and Means.

Mr. McMichael amended the motion of Mr. Shaffer by moving that both reports do lie upon the table.

Messrs. Bence and Shaffer demanded the ayes and noes.

The question being, shall the reports lie on the table?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Brown of Jasper, Brown of Rush, Collins, Crane, Crumpacker, Davison, Davis, Edwards, Emerson, Evans, Favorite, Gossman, Harper, Harris of Madison, Haynes, Highway, Henderson, Horn, Jackson, Keightly, Kennedy of Marion, Law, Martin of Franklin, Martin of Wells, Marvin of

Boone, Marvin of Fountain, Megenity, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Washburn, Waterman, Willett, Williams of Brown and Williams of Lawrence—51.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Bence, Charters, Clark, Dale, Darnall, Forkner, Fulk, Glasgow, Harris of Wayne, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Parke, Morgan, McFadden, Ragan, Reeder, Reno, Ribble, Shaffer, Shortridge, Shugart, Smith, Thomas, Trusler, Twibill, Walz, Woody, Wynn and Mr. Speaker—37.

So the reports do lie upon the table.

Mr. Williams of Brown, submitted the following report from the Committee on Engrossed Bills.

MR. SPEAKER:

The Committee on Engrossed Bills beg leave to report that they have carefully examined Engrossed House Bills Nos. 160, 262, 95, 378, 431, 474, 312, 322, 392 and 416 and find them in all things correctly engrossed.

Which report was concurred in.

Mr. Shaffer submitted the following report:

MR. SPEAKER:

The Committee on Education have visited the Purdue University, at Lafayette, Indiana, and respectfully submit the following report: That the following amounts are actually necessary for the successful prosecution of that important institution, to-wit:

| | |
|---|----------|
| For engineering building for the accommodation of the several departments, etc..... | \$30,000 |
| For physical, mechanical and chemical apparatus..... | 8,000 |

| | |
|--|----------|
| For botanical garden and plant house, etc..... | \$5,000 |
| For barn and farm house, etc..... | 8,000 |
| For stock for farm and utensils..... | 8,000 |
| <hr/> | |
| Total amount required..... | \$59,000 |

Your Committee would respectfully recommend that the Committee on Ways and Means make the above appropriation to facilitate the progress of said University.

Which was not concurred in.

The following minority report was made from the Committee on Education :

MR. SPEAKER:

The minority of your Committee on Education have visited the Purdue University at Lafayette, and make the following report :

We would recommend that the following sums be appropriated :

| | |
|--|----------|
| 1st. Physical, chemical, and engineering apparatus | \$10,000 |
| 2d. Library..... | 2,000 |
| 3d. Farm barn..... | 4,000 |
| 4th. Stock, utensils, etc..... | 4,000 |
| <hr/> | |
| Total..... | \$20,000 |

The Board of Trustees asked for \$81,000, but have reduced to \$71,000. \$32,000 of this amount is asked to build a new building to contain a number of recitation rooms, chapel, etc. Your minority thinks that with the number of students in the University at present, and the probable increase in the next two years, there is ample room for their accommodation.

We found them almost without apparatus, and would earnestly recommend that the amount for apparatus, together with that for library, barn and stock, be allowed, and request that this report be referred to the Committee on Ways and Means, with instructions to incorporate it into the Appropriation Bill.

Mr. Arnold moved the previous question.

Which motion prevailed.

The question being on the concurrence of the minority report, the same was concurred in, and referred to the Committee on Ways and Means.

Leave of absence was granted Mr. Miller of Parke, until Monday next at 2 o'clock p. m.

Mr. Pate presented the claims of Charles Goldenburgh, Frank Dufour, Charle Smeatt and George H. Kyle.

Which was referred to the Committee on Claims.

Mr. Dale submitted the following report :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of J. J. Bingham for \$1,500 for statutes furnished the House of Representatives, having carefully examined said claim, desire me to report the same back to the House with the recommendation that it be allowed, and referred to the Ways and Means Committee to be put in the specific appropriation bill.

Which report was concurred in, and referred to the Committee on Ways and Means.

The following report was made from the Committee on Engrossed Bills :

MR. SPEAKER :

Your Committee on Engrossed Bills have compared Engrossed House Bills Nos. 330, 440, 401, 428, 375, 167, 444, 84, 459, 320 and 315 with the original copies and find the same in all things correctly engrossed.

Which report was concurred in.

The Committee on Claims submitted the following report :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of P. Shannon for \$3,360, for balance due him for services rendered as Agent of State, having carefully examined said claim, unanimously direct me to report the same back to the House with the recommendation that it be allowed and referred to the Ways and Means Committee and put in their specific appropriation bill.

Which report was, on motion of Mr. Law, ordered to lie upon the table.

Mr. Barney submitted the following report :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Martin A. Reeder, for work done on the House of Refuge, after hearing evidence and having carefully considered same, desire me to make the following report : Amount paid, \$1,122.06, leaving a balance of \$4,505.44, of which was paid D. Haworth \$1,729.52 leaving a balance due said Reeder of \$2,775.92, which amount was retained by the State on account of work done during wet weather, etc., but your Committee find, from evidence before us, that the contractor, Mr. Reeder, was compelled to obey instructions of the Superintendent, and was not to blame for work forced upon him by said Superintendent, and that the State had no right to retain the amount of \$2,775.92, and therefore would respectfully recommend its allowance, and refer same to the Committee on Ways and Means.

Report concurred in, and referred to the Committee on Ways and Means.

Mr. Keightly submitted the following report :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of Leander Farr, for \$36.30, for attendance as witness before the
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Committee on Arbitrary Arrests, at the State Legislature of 1863, having considered said claim, do recommend that it be allowed and referred to the Ways and Means Committee, to be put in their Specific Appropriation Bill.

Which report was concurred in, and referred to the Committee on Ways and Means.

The following report was submitted from the Committee on Claims:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Judge E. Powell, for \$2,500, for services rendered at the Indiana Hospital for the Insane from 1855 to 1861, and for injuries received at the hands of persons residing in Tippecanoe county, Ind., having considered said claim, beg leave to report the same back to the House, with the recommendation that it be not allowed.

Which report was concurred in, and referred to the Committee on Ways and Means.

The following report was submitted from the Committee on Claims:

MR. SPEAKER:

The Committee on Claims, to whom was referred the claim of Dillon Bridges, for \$265, for services rendered as Captain of Company M, 13th Regiment, having considered said claim, do authorize me to report the same back to the House, with the recommendation that it be not allowed.

Which report was concurred in.

Leave to withdraw the papers in the claim of Dillon Bridges vs. The State was granted to Mr. Davis.

The following report was made from the Committee on Rights and Privileges:

MR. SPEAKER:

Your Committee on Rights and Privileges, to whom was referred House Bill No. 456, have considered the same, and a majority of said committee authorize me to report on said bill, and recommend that it pass.

Which report was concurred in, and bill ordered engrossed.

The following report was made from the Committee on Cities and Towns:

MR. SPEAKER:

Your Committee on Cities and Towns, to whom was referred House Bill No. 342, return the same with the recommendation that the bill do pass.

Which report was concurred in, and the bill ordered engrossed.

The following report was made from the Committee on Township Business:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred House Bill No. 457, an act for the relief of Joshua D. McQueen and others, have directed me to report the same back to the House for its action, without any recommendation.

Which report was concurred in.

The following report was made from the Committee on County and Township Business:

MR. SPEAKER:

The Committee on County and Township Business, to whom was referred Engrossed Senate Bill No. 90, an act to limit the powers of County Commissioners, have had the same under consideration, and direct me to report it back, recommending that it lie on the table.

Which report was concurred in, and the bill so ordered.

Mr. Williams of Brown, submitted the following report :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House Bill No. 475, an act to amend sections 1 and 2 and to repeal section 3 of supplementary and amendatory of an act to provide for a uniform assessment of property, etc., approved March 8, 1873, and adding supplemental sections thereto, have had the same under consideration, and directed me to report the same back to this House with the recommendation that it pass.

Which report was concurred in, and the bill ordered engrossed.

Mr. Ramsey submitted the following report :

MR. SPEAKER :

Your Committee on County and Township Business, to whom was referred Engrossed Senate Bill No. 198, entitled "An act to amend sections 7 and 9 of an act to authorize and limit allowances by Courts and Boards of County Commissioners, etc., have had the same under consideration, and direct me to report the same back to the House with the recommendation that it lie upon the table.

Which was concurred in, and the bill so ordered.

The Committee on County and Township Business submitted the following report :

MR. SPEAKER :

Your Committee on County and Township Business, to whom was referred House Bill No. 429, entitled "An act to amend section one of an act approved February 26, 1867, amendatory of an act providing for the election and qualification of Justices of the Peace, etc.," have had the same under consideration, and direct me to report the same back to the House with the recommendation that it pass."

Which was concurred in, and the bill ordered engrossed. *

The Committee on County and Township Business submitted the following report :

MR. SPEAKER :

Your Committee on County and Township Business, to whom was referred House Bill No. 430, entitled "An act to amend section four of an act approved December 20, 1865 ; amending section ten of an act providing for the election or appointment of supervisors of highways, and prescribing their duties and that of county and township officers in relation thereto," etc., have had the same under consideration and direct me to report the same back to the House with the following amendments, to-wit : Add the following amended section of said act :

Amend section eight of said act so as to read as follows, to-wit : The township trustees, with the concurrence of the Board of County Commissioners, shall assess annually a road tax of not less than one nor more than twenty-five cents on the one hundred dollars, to be levied according to the amount of real personal property owned in said townships, subject to taxation, to be collected as provided in the bill defining the duties of township trustees ; *Provided, however,* That the tax so assessed on real estate may be worked out in the district in which such real estate is situated and the tax assessed on personal property in the district where the owner resides, at the rate of one dollar per day. The supervisor shall obtain a list of all road tax assessed on each individual, and his certificate for the amount worked out shall be taken by the Treasurer of the county in payment of said tax.

And when so amended recommend that it pass.

Which report was concurred, and bill ordered engrossed.

The Committee on Agriculture submitted the following report :

MR. SPEAKER :

The Committee on Agriculture, to whom was referred Senate Bill No. 56, an act to amend the first section of an act entitled, "An act to prevent the introduction and spread, in this State, of the Texan

or Spanish cattle fever, have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the bill do pass.

Which report was concurred in.

The Committee on Agriculture submitted the following report :

MR. SPEAKER :

Your committee, to whom was referred House Bill No. 467, have considered the same and recommend that it be laid on the table.

Which report was concurred in, and the bill so ordered.

The Committee on Agriculture submitted the following report :

MR. SPEAKER :

Your Committee on Agriculture, to whom was referred Engrossed Senate Bill No. 87, an act providing for the erection of Fish Ladders in the rivers of this State, have had the same under consideration, and respectfully beg leave to return the same, and recommend its passage.

Which report was concurred in.

The Committee on Ways and Means submitted the following report :

MR. SPEAKER :

Your Committee on Ways and Means have had under consideration House Bill No. 38, an act authorizing the raising of revenue for State purposes, for the years 1875 and 1876, and declaring an emergency, have instructed me to report the same back, with the recommendation that the same lie upon the table, the committee having agreed upon a substitute.

Which report was concurred, and the bill so ordered.

The Committee on Ways and Means submitted the following report :

MR SPEAKER :

The Committee on Ways and Means, to which was referred House Bill No. 162, entitled "An act to raise revenue for State purposes for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six," having considered said bill, do authorize me to report the same back to the House with the recommendation that it be laid upon the table.

Which report was concurred in, and the bill so ordered.

The Committee on Ways and Means submitted the following report :

MR. SPEAKER :

Your Committee on Ways and Means have had under consideration House Bill No. 471, an act providing for the purchase of additional land for the use of the House of Refuge, have instructed me to report the same back to the House with the recommendation that it lie upon the table.

Which report was concurred in and the bill so ordered.

Mr. Bence submitted the following report :

MR. SPEAKER :

The Committee on Canals, to whom was referred the Executive communication in regard to a claim for expenses of Trustees of Wabash and Erie Canal, in defending said trust, amounting to \$3,757.53, have had the same under consideration, and would recommend that the claim be referred to the Committee on Ways and Means with the request that it be incorporated in the general appropriation bill.

Which report was not concurred in.

The Committee on Cities and Towns submitted the following report :

MR. SPEAKER :

Your Committee on Cities and Towns, to whom was referred House Bill No. 427, return same with the recommendation that it do pass.

Which was concurred in, and bill ordered engrossed.

Mr. McFadden submitted the following report :

MR. SPEAKER :

Your Committee to whom was referred House Bill No. 479, have directed me to report the same back with the recommendation that it do pass.

Which was concurred in, and bill ordered engrossed.

The Committee on Cities and Towns submitted the following report :

MR. SPEAKER :

The Committee on Cities and Towns, to whom was referred Engrossed Senate Bill No. 132, return same for the action of the House, without recommendation.

Which was concurred in and bill passed to third reading.

The Committee on Roads submitted the following report :

MR. SPEAKER :

Your Committee on Roads to whom was referred House Bill No. 463, an act entitled " An act authorizing the assessment of lands for plank, macadamized and gravel road purposes," introduced by Mr. Charters, have had the same under consideration, and have instructed me to report said bill back with the recommendation that it do pass.

Report concurred in, and bill ordered engrossed.

Mr. Haynes submitted the following report :

MR. SPEAKER :

Your Committee on Roads, to whom was referred Senate Bill No.

59, an act to amend section nine of an act entitled "An act to amend an act entitled 'an act providing for the election or appointment of supervisors, and providing certain of their duties,'" have had the same under consideration and instruct me to report said bill back with the recommendation*that it pass.

Which report was concurred in.

The select Committee submitted the following report :

MR. SPEAKER :

The select Committee of the House, to whom was referred Senate Bill No. 75, have had the same under consideration and direct me to report the same back to the House with the recommendation that it pass.

Which report was concurred in.

The vote taken yesterday on House Bill No. 373, was, on motion of Mr. Davis, reconsidered.

The following message was received from the Senate:

MR. SPEAKER :

I am directed by the Senate, to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 318, entitled "A bill fixing the fees and salaries of the officers therein named, providing for violation, repealing certain laws," and the same is herewith transmitted to the House.

The House resumed consideration of House Bill No. 404, pending which the House adjourned yesterday.

Mr. Glasgow moved that House Bill No. 404, do lie upon the table.

Which motion prevailed.

Engrossed House Bill No. 419, was read a third time.

Mr. Clark offered the following amendment :

Amend by striking out "first monday in December" and inserting "the 15th day of December."

Which amendment was adopted.

The question being, upon the passage of the bill?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Henderson, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—82.

No one voting in the negative.

So the bill passed.

Engrossed House Bill No. 417, was read a third time and put upon its passage.

Mr. Arnold moved the previous question.

Which motion prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Barney, Bearss, Bellows, Brown of Jasper, Burson, Cantley, Charters, Clark, Crumpacker, Davison, Davis,

Edwards, Emerson, Evans, Favorite, Forkner, Glasgow, Harris of Madison, Haynes, Henderson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Miller of Vanderburgh, McCord, McFadden, McMichael, Nash, Pate, Pfafflin, Reeder, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Waterman, Williams of Brown, Woody and Wynn—55.

Those who voted in the negative were,

Messrs. Ames, Arnold, Bence, Brown of Rush, Collins, Dale, Darnall, Fulk, Gossman, Harris of Wayne, Heighway, Horn, Jackson, Lanham, Law, Lincoln, Marvin of Fountain, Montgomery, Morgan, Osborn, Pyeatt, Ramsey, Ragan, Reddick, Reno, Ribble, Shaffer, Thomas, Washburn, Willett and Williams of Lawrence—31.

So the bill passed.

Leave of absence was granted to Messrs. Woody and Anderson until Monday next at 2 o'clock p. m.

Engrossed House Bill No 36, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Brown of Rush, Charters, Crumpacker, Dale, Emerson, Favorite, Fulk, Harris of Madison, Henderson, Horn, Jackson, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, McMichael, Osborn, Pate, Reddick, Reeder, Reno, Romine, Shaw, Thomas, Trusler, Washburn, Waterman, Willett and Williams of Brown—32.

Those who voted in the negative were,

Messrs. Arnold, Barney, Bearss, Bence, Brown of Jasper, Cantley,

Clark, Collins, Darnall, Davison, Davis, Edwards, Forkner, Glasgow, Gossman, Harper, Harris of Wayne, Haynes, Heighway, Keightly, Kennedy of Marion, Kennedy of Montgomery, Marvin of Fountain, Miller of Parke, Montgomery, Morgan, McCord, McFadden, Pyeatt, Pfafflin, Ramsey, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Twibill, Walz, Williams of Lawrence and Wynn—45.

So the bill failed to pass.

Mr. Kennedy of Montgomery introduced

House Bill No. 493. An act to secure the better treatment of inmates in county poor houses.

Which was read a first time.

Mr. Kennedy of Montgomery moved to suspend the rules, that the bill may be read a second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Madison, Harris of Wayne, Henderson, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence and Wynn—60.

No one voting in the negative.

So the rules were suspended

Mr. Kennedy of Montgomery moved to suspend the rules, and that the bill be read a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightley, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn
—90.

None voting in the negative.

So the rules were suspended.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Cantley, Charters, Clark, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Haynes, Henderson, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael,

Nash, Osborn, Pate, Pyeatt, Pfaffn, Ragan, Reddick, Reeder, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—71.

Those who voted in the negative were,

Messrs. Fulk, Ramsey, Reno, Romine, Thompson of Henry, and Walz—6.

So the bill passed.

Leave of absence was granted Mr. Miller of Vanderburgh, until Tuesday next at nine o'clock a. m.

The Committee on Engrossed Bills submitted the following report :

MR. SPEAKER :

The Committee on Engrossed Bills have compared Engrossed House Bill No. 491 with the original, and find it in all things correctly engrossed.

Which report was concurred in.

On motion, the House adjourned until Monday next at 2 o'clock p. m.

DAVID TURPIE,

Speaker.

MONDAY AFTERNOON.

MARCH 1, 1875—2 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the chair.

The Journal of Saturday was read in part when, on motion of Mr. Martin of Wells, the further reading thereof was dispensed with.

SPECIAL ORDER.

The hour having arrived for the consideration of House Bill No. 453, being a fee bill, which was taken up and, on motion of Mr. Davis, considered section by section.

Mr. Davis offered the following amendment :

Amend section 1, line 14, by adding " 20 cents "

Which amendment was adopted.

Mr. Williams of Brown, offered the following amendment to section 3: strike out two dollars and insert one dollar.

Which amendment was lost.

Mr. Darnall moved to lay the bill upon the table.

Which motion did not prevail.

Mr. Barney offered the following amendment: Amend section 7, line 40, by striking out the figures " 15 " and inserting the figure " 8 " in lieu thereof.

Which amendment was adopted.

Mr. Glasgow offered the following amendment: Amend by striking out the word " five " and inserting the word " three " instead.

Mr. Davis moved to lay the amendment upon the table.

Messrs. Glasgow and Lanham demanded the ayes and noes.

The question being, shall the amendment lie upon the table?

Those who voted in the affirmative were,

Messrs. Ames, Barney, Bence, Brown of Jasper, Caldwell, Cantley, Clark, Collins, Dale, Davison, Davis, Evans, Favorite, Gossman, Harris of Madison, Haynes, Hopkins, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Martin of Franklin, Martin of Wells, Megenity, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Nash, Patterson, Pfafflin, Ramsey, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Thompson of Marion, Washburn, Willett and Mr. Speaker—42.

Those who voted in the negative were,

Messrs. Arnold, Bearss, Brown of Rush, Charters, Crumpacker, Darnall, Emerson, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Heighway, Henderson, Horn, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Law, Lincoln, Marvin of Boone, Marvin of Fountain, Miller of Parke, Morgan, McFadden, Osborn, Pate, Pyeatt, Ragan, Reeder, Reno, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Walz, Waterman, Williams of Brown, Williams of Lawrence and Woody—46.

So the motion lie upon the table did not prevail, and the amendment was adopted.

Mr. Glasgow offered the following amendment to section 9: Amend section 9, line eight, by striking out "3" and inserting "5."

Which was adopted.

Mr. Glasgow offered the following amendment:

SEC. 9. Amend by allowing the Recorder one dollar for recording deeds, etc.

Which amendment was lost.

Mr. Williams of Brown, offered the following amendment :

SEC. 13. Strike out figure four in line three.

Which was not adopted.

Mr. Johnson of Carroll, offered the following amendment :

Amend section thirteen, lines two and three, by striking out "\$4.00 " and inserting " \$5.00."

Which amendment was not adopted.

Mr. Glosgow offered the following amendment :

Amend section 15 line 6, by striking out the figure "5," and inserting "3."

Amendment adopted.

Mr. Darnall moved that section 16 do lie upon the table.

Which motion prevailed.

Mr. Woody moved to lay section 18 on the table.

Which motion did not prevail.

Mr. Trusler offered the following amendment :

Amend section 20, by striking out " 50 cents " and inserting " 75 cents."

Which amendment was adopted.

Mr. McMichael moved to amend section 22 by filling the blank for clerk hire with the figures \$3.

Which motion prevailed.

Mr. Forkner moved to strike out all after the word "until," in line 7, section 39.

Which motion prevailed.

Mr. Miller of Parke, offered the following amendment to section 40 :

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Township Assessors shall receive for each day actually employed, \$2.50.

Which was not adopted.

Mr. Lanham offered the following amendment :

Amend by adding the following : Section 40. An emergency is hereby declared to exist for the immediate taking effect of this act, therefore the same shall take effect, and be in force, from and after its passage.

Which amendment was laid upon the table.

Mr. Crumpacker offered the following amendment :

SEC. 40. The Directors of the State Prisons, north and south, shall each receive five hundred dollars per annum and no more.

SEC. 41. The Trustees of the Hospital for the Insane, the Deaf and Dumb and the Blind Asylums, shall each receive three hundred dollars per annum, and no more, and the President of the Board of Trustees of said asylums shall receive five hundred dollars per annum, and no more.

Which was adopted.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 196, entitled "A bill to legalize the election of the Board of Trustees and of all the other officers of the town of Bloomington, Monroe county, Indiana, for the years of 1873 and 1874, and to legalize all of their official acts," etc.

Also, Engrossed Senate Bill No. 343, entitled a "A bill for an act to amend section three of an act entitled 'an act regulating Foreign Insurance Companies doing business in this State, prescribing the duties of the agents and of the Auditor of the State, in

connection therewith, and providing penalties for the violation of this act,'” and the same are herewith transmitted to the House.

Mr. Collins offered the following amendment: Strike out all after the figures 1871, in line 16, section 38, and insert the following: “and section 39 of an act entitled ‘An act regulating the fees of officers and providing penalties for its violations, repealing certain acts therein named, and providing duties to be performed by State, county and township officers, and matters properly connected therewith, and declaring an emergency,’ approved March 8th, 1873, and are liable to indictment and conviction under said section 49 and 39, and such Clerks, Treasurer and Sheriffs shall continue and remain liable to indictment, prosecution and conviction under said section, as though said acts had not been repealed. That an act entitled an act regulating the fees of officers, and providing penalties for its violations, repealing certain acts therein named, and providing duties to be performed by State, county and township officers, and matters properly connected therewith, and declaring an emergency, approved March 8th, 1873, and all laws and parts of laws in conflict with this act be, and the same are hereby repealed.”

Which amendment was adopted.

Mr. Burson moved to amend the bill by inserting an enacting clause before the first section.

Which motion prevailed.

Mr. Arnold moved to reconsider the vote by which the Sheriffs' mileage is fixed.

Which motion did not prevail.

Mr. Davis moved that the bill, as amended, be considered engrossed, and read a third time now.

Which motion prevailed, and the bill was read a third time.

Mr. Williams of Brown moved to strike out all after enacting clause, and insert in lieu thereof Senate Bill No. 318, being an act entitled, “An act fixing the fees and salaries of the officers therein

named," providing penalties for its violation, and repealing certain laws.

Which was not adopted.

Mr. Martin of Wells moved to dispense with the further reading of the amendment.

Which motion did not prevail.

Mr. Darnall moved that the bill do lie upon the table.

Messrs. Darnall and McFadden demanded the ayes and noes.

The question being, shall the bill lie upon the table?

Those who voted in the affirmative were,

Messrs. Bearss, Charters, Darnall, Favorite, Fulk, Gilbert, Glasgow, Harris of Wayne, Havens, Heighway, Henderson, Horn, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Morgan, McFadden, Osborn, Ragan, Reddick, Reeder, Reno, Shaffer, Taylor of Daviess, Thomas, Thompson of Henry, Trusler, Williams of Brown and Woody—31.

Those who voted in the negative were,

Messrs. Ames, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Clark, Collins, Crumpacker, Dale, Davison, Davis, Emerson, Evans, Forkner, Gossman, Harper, Harris of Madison, Haynes, Johnson of Carroll, Johnston of Dearborn, Keightiy, Kennedy of Marion, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McMichael, Nash, Pate, Pyeatt, Pfaffin, Ramsey, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Lawrence and Mr. Speaker—54.

So the bill did not lie upon the table.

Mr. Davis moved the previous question.

Which motion prevailed.

The question recurring on the passage of the bill as amended.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Madison, Havens, Haynes, Henderson, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reddick, Reeder, Reno, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—78.

Those who voted in the negative were,

Messrs. Bearss, Darnall, Glasgow, Harris of Wayne, Heighway, Jackson and Shaffer—7.

So the bill passed.

Mr. Caldwell moved to take up Senate Bill No. 252, that it may be read a first time now.

Which motion did not prevail.

Mr. Horn moved to suspend the order of business and take up House Bill No. 292.

Which motion did not prevail.

On motion of Mr. Williams of Brown, Senate Bill No. 318, was taken from the table and made the special order for Wednesday next at 2 o'clock p. m.

House Bill No. 296, introduced by Mr. Haynes, read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reeder, Reno, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—78.

No one voting in the negative.

So the bill passed.

Engrossed House Bill No. 299, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bence, Brown of Rush, Caldwell, Charters, Clark, Crumpacker, Davison, Davis, Gossman, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Wells, Megenity, Miller of Parke, Pate, Pyeatt, Pfafflin, Taylor of Daviess, Thomas, Walz, Washburn, Waterman, Willett, Woody and Mr. Speaker—33.

Those who voted in the negative were,

Messrs. Brown of Jasper, Cantley, Collins, Dale, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Harris of Madison, Harris of Wayne, Havens, Highway, Jackson, Lanham, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Ramsey, Reddick, Reeder, Reno, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Thompson of Henry, Thompson of Marion, Trusler, Williams of Brown and Williams of Lawrence—43.

So the bill failed to pass.

Engrossed House Bill No. 431, was read a third time, and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Wayne, Havens, Haynes, Highway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reeder, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—70.

Those who voted in the negative were,

Messrs. McMichael, Reddick, Reno and Shaw—4.

So the bill passed.

Mr. Williams offered the following resolution :

Resolved, by the House of Representatives, That the Senate be respectfully requested to return Engrossed House Bill No. 118, that the same may be correctly engrossed in the House, and returned to the Senate for its action thereon.

Which was adopted.

Mr. McMichael offered the following Joint Resolution No. 11 :

WHEREAS, It is clearly the sense of the General Assembly of the State of Indiana that no appropriation nor provision shall be made at the present time for the building of a State House; therefore,

Be it Resolved by the General Assembly of the State of Indiana, That the further services of Secretary W. W. Curry are unnecessary, and said person is hereby discharged from the service of the State in any such capacity.

Which was read a first time.

Engrossed House Bill No. 491 was read a third time and put upon its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Favorite, Forkner, Fulk, Gilbert, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, Nash, Osborne, Pate, Pyeatt, Pfafflin, Ramsey, Reeder, Reno, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton,

Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Mr. Speaker—75.

Those who voted in the negative were,

Messrs. McMichael, Reddick, Shaw, Williams of Brown—4.

So the bill passed.

Mr. Davis moved a reconsideration on House Bill No. 266.

Which motion prevailed, and the bill was read.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Barney, Bearss, Bence, Brown of Jasper, Caldwell, Cantley, Charters, Collins, Crumpacker, Dale, Davison, Davis, Emerson, Evans, Gilbert, Gossman, Harper, Harris of Madison, Havens, Haynes, Highway, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Law, Lincoln, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, Pate, Pfafflin, Ramsey, Romine, Shaffer, Shaw, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Lawrence and Mr. Speaker—51.

Those who voted in the negative were,

Messrs. Clark, Darnall, Favorite, Forkner, Fulk, Glasgow, Harris of Wayne, Jackson, Kennedy of Morgan, Lanham, Marvin of Boone, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Reddick, Reeder, Reno, Roseberry, Shortridge Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Trusler, Williams of Brown and Woody—31.

So the bill passed.

On motion of Mr. Shortridge, the order of business was suspended, and Senate Bill No. 252, was read a second time and, referred to the Committee on the Organization of Courts of Justice.

Engrossed House Bill No. 392, was read a third time.

Mr. Taylor of Tipton, moved to recommit the bill to the committee with instructions to strike out section 2.

Mr. Gossman moved to lay the motion on the table.

Which motion prevailed.

Mr. Gossman moved the previous question.

Which motion prevailed.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Brown of Jasper, Caldwell, Cantley, Collins, Crumpacker, Darnall, Davison, Davis, Emerson, Evans, Fulk, Gilbert, Gossman, Harris of Madison, Haynes, Heighway, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgan, Law, Martin of Wells, Megenity, Miller of Parke, Montgomery, McCord, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsay, Reddick, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Smith, Thomas, Thompson of Henry, Trusler, Waterman, Willett, and Williams of Brown—51.

Those who voted in the negative were,

Messrs. Barney, Bence, Brown of Rush, Charters, Clark, Dale, Favorite, Forkner, Glasgow, Harper, Harris of Wayne, Havens, Henderson, Kennedy of Montgomery, Lanham, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Morgan, McFadden, McMichael, Ragan, Reeder, Shaffer, Shugart, Snyder,

Taylor of Daviess, Taylor of Tipton, Thompson of Marion, Walz, Washburn, Williams of Lawrence, Woody and Mr. Speaker—35.

So the bill passed.

The following message was received from the Senate, by the Secretary thereof:

MR SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 268, entitled "a bill to provide for the public printing and binding."

Also, Engrossed Senate bill No. 344, a bill for the relief of Alexander D. Carmichael, Christopher C. Whismand, James Dood, and Jackson H. Clendenin, surety on the bond of John H. Stultz, former Trustee Clear Creek township, Monroe county, Indiana.

Also, Engrossed Senate Bill No. 259, entitled "a bill in regard to the conveyance of the public grounds and buildings, upon the relocation of county-seats."

Also, Engrossed Senate Bill No. 241, entitled "a bill for the incorporation and continuance of building, loan fund, and savings associations, and repealing the laws on that subject approved March 5, 1857, and March 7, 1873, etc., etc., and declaring an emergency.

And the same are herewith transmitted to the House.

Leave of absence was granted Mr. Patterson until Thursday next.

Leave of absence was granted Mr. Burson until to-morrow at 2 o'clock p. m.

On motion of Mr. Arnold, the House adjourned until to-morrow morning at 9 o'clock.

DAVID TURPIE,

Speaker.

TUESDAY MORNING.

MARCH 2, 1875, 9 O'CLOCK.

The House met pursuant to adjournment, in the absence of the Speaker, Mr. Collins was called to the chair.

The Journal of yesterday was read in part when, on motion of Mr. Arnold, the further reading thereof was dispensed with.

Mr. Turpie laid before the House a communication from W. Brown.

Which was referred to the Committee on Benevolent and Scientific Institutions.

Mr. Kennedy of Montgomery, submitted the following report:

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 485, have duly considered the same, and recommend that all of section 3, after the word "thereto," in line 7, be stricken out, and that said bill when so amended do pass.

Which was concurred in.

Mr. Caldwell submitted the following additional report to House Bill No. 492 :

Amend by striking out of line, on page two, the words "School purposes," and inserting in lieu thereof the words the payment of interest on common school fund bonds."

Also, amend by striking out of line nine, page two, the words "school purposes," and inserting in lieu thereof the words "the payment of interest on common school fund bonds."

Which report was adopted.

Mr. Ames presented the claim of John Livingston.

Which was referred to the Committee on Claims.

The following message was received from the Senate :

MR. SPEAKER:

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House Act No. 220, and the same is herewith transmitted to the House.

SPECIAL ORDER.

The hour having arrived for the consideration of House Bill No. 492, the House resolved itself into a committee of the whole.

Mr. Burson in the chair.

The Committee rose and made the following report :

MR. SPEAKER:

The Committee of the Whole House, having had under consideration House Bill No. 492, have directed me to make the following report, to-wit :

The committee have adopted the following amendment to said bill, viz.: Amend section two by filling the blanks with the word "two."

And the House is respectfully asked to concur in the action of the committee.

Which report was concurred in.

House Bill No. 492 was read a third time.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Davison, Davis, Edwards, Emerson, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reddick, Reeder, Reno, Romine, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—75.

Those who voted in the negative were,

Messrs. Anderson, Clark, Dale, Darnall, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Lincoln, Ratliff, Ribble, Shaffer, Shugart, Taylor of Tipton and Twibill—18.

So the bill passed.

The question being, shall the title as read stand as the title of the bill?

Whereupon, Mr. Kennedy of Montgomery, offered the following amendment:

Amend title so as to read:

“To raise revenue to pay interest on school bonds,” instead of the words “for school purposes.”

Which amendment was adopted, and the title as amended ordered to stand as the title of the bill.

Engrossed House Bill No. 378 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bence, Brown of Jasper, Brown of Rush, Charters, Collins, Crane, Darnall, Favorite, Fulk, Gilbert, Gossman, Horn, Jackson, Johnston of Dearborn, Miller of Vanderburgh, McMichael, Pyeatt, Pfafflin, Reeder, Ribble, Shaffer, Shortridge, Smith, Snyder, Thompson of Marion and Woody—30.

Those who voted in the negative were,

Messrs. Barney, Bearss, Burson, Caldwell, Cantley, Clark, Crum-packer, Dale, Davison, Davis, Edwards, Emerson, Evans, Forkner, Glasgow, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, Nash, Osborn, Pate, Ramsey, Ratliff, Ragan, Reddick, Reno, Romine, Roseberry, Shaw, Shugart, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence and Mr. Speaker—63.

So the bill failed to pass.

Engrossed House Bill No. 343 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Rush, Burson, Clark, Collins, Crane, Crum-packer, Dale, Darnall, Davison, Davis, Evans, Fulk, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Henderson, Horn, Johnston of Dearborn, Keightly, Kennedy of Morgan, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, McCord, McFadden, Nash, Pate, Pyeatt, Pfafflin, Ramsey,

Ratliff, Reddick, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Walz, Washburn, Waterman, Willett and Williams of Lawrence—59.

Those who voted in the negative were,

Messrs. Anderson, Brown of Jasper, Caldwell, Cantley, Charters, Edwards, Emerson, Favorite, Forkner, Gilbert, Hopkins, Jackson, Johnson of Carroll, Kennedy of Montgomery, Lanham, Martin of Franklin, Marvin of Boone, Montgomery, Morgan, McMichael, Osborn, Ragan, Reeder, Reno, Shaffer, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Brown and Woody—34.

So the bill passed.

On motion of Mr. Taylor of Tipton, House Bill No. 402 was taken from the table and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Brown of Jasper, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Haynes, Highway, Henderson, Hopkins, Horn, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Reno, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence and Woody—75.

Those who voted in the negative were,

Messrs. Brown of Rush, Gossman, Havens, Jackson, Johnston of

Dearborn, Marvin of Boone, Montgomery, McMichael, Pate, Reddick, Romine, Snyder, Taylor of Daviess, Thompson of Henry, Williams of Brown—15.

So the bill passed.

Mr. Lanham submitted the following report:

MR. SPEAKER:

Your Committee on Engrossed Bills have compared Engrossed House Bills Nos. 463, 456, 475, 448, 479, 430, 140, 144, 127, 106, 449, 429, 476, 64 and 406, with the original copies, and find the same in all respects correctly engrossed.

On motion of Mr. Darnall, House Bill No. 401 was taken from the table and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, and Woody—86.

H. J.—69

Those who voted in the negative were,

Messrs. Cantley, Gossman and Williams of Brown—3.

So the bill passed.

The following message was received from the Senate, by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that on March 1st, 1875, the Governor returned to the Senate with his objections thereto, Enrolled Senate Act No. 89, and that on this day the Senate took up said bill and the veto message of the Governor and passed said bill notwithstanding such veto; said enrolled bill, with said veto message, are herewith transmitted to the House.

Which was, on motion of Mr. Davis, made the special order for to-morrow morning at 9 o'clock.

On motion of Mr. McMichael, House Bill No. 426 was taken from the table and placed on its passage.

The question being, shall the bill pass?

Mr. Forkner moved that the bill be indefinitely postponed.

Mr. Martin of Wells moved to lay the motion of Mr. Forkner on the table.

Which motion prevailed.

The question recurring on the passage of the bill.

Those who voted in the affirmative were,

Messrs. Ames, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Evans, Favorite, Gilbert, Glasgow, Harper,

Harris of Madison, Harris of Wayne, Heighway, Hopkins, Johnston of Dearborn, Kennedy of Montgomery, Kennedy of Morgan, Latham, Martin of Franklin, Megenity, Miller of Parke, McCord, McMichael, Osborn, Ratliff, Ragan, Reddick, Reeder, Romine, Shaffer, Shaw, Taylor of Tipton, Thomas, Walz, Waterman, and Willett—48.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Caldwell, Clark, Edwards, Forkner, Fulk, Gossman, Havens, Haynes, Henderson, Horn, Jackson, Johnson of Carroll, Keightly, Law, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Vanderburgh, Montgomery, Morgan, McFadden, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Ribble, Roseberry, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Washburn, Williams of Brown, Williams of Lawrence and Woody—44.

So the bill failed to pass for want of a constitutional majority.

Mr. Havens moved that Senate Bill No. 75 be taken up.

Which motion did not prevail.

Mr. Burson moved to take up House Bill No. 353.

Which motion did not prevail.

Mr. Clark moved to take up Senate Bill No. 151.

Which motion did not prevail.

Engrossed House Bill No. 310 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown

of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reeder, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Willett, and Williams of Lawrence—80.

Those who voted in the negative were,

Messrs. McMichael, Ragan, Reddick, Shaw, Trusler, Williams of Brown, and Woody—7.

So the bill passed.

The following message was received from the Senate, by the Secretary thereof.

MR. SPEAKER :

In compliance with a resolution of the House of Representatives, and also by direction of the Senate, I herewith return to the House of Representatives Engrossed House Bill No. 118, entitled "An act to amend sections 33, 37 and 43 of an act to provide for a general system of common schools, etc."

On motion of Mr. Arnold the House adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

SPECIAL ORDER.

The hour having arrived for the consideration of House Bill No. 489, being the appropriation bill, the same was taken up and read a third time, and on motion of Mr. Reno, the House resolved itself into a Committee of the Whole, Mr. Davis in the chair.

The committee arose and submitted the following report :

MR. SPEAKER :

The Committee of the Whole, having had under consideration House Bill No. 489, have instructed me to report to the House the following amendments :

Amend section 11 by striking out the word "sixteen" in line 11 and inserting "five."

Amend section 22 by striking out of line 1 "fifteen" and inserting "ten."

Also, by striking out of line 11 "sixteen" and inserting "five."

Also, amend section 43, so as to read as follows : That there be appropriated to the Purdue University for the following specific purposes, viz : For physical, mechanical and engineering purposes, the sum of ten thousand dollars. For farm house and barn four thousand dollars, and for stocks, agricultural implements, farming implements, etc., four thousand dollars, and by adding the following additional section, changing section 44 to 47, and section 45 to 48.

SEC. 44. *Be it further enacted*, That for the purpose of carrying on the government, if it shall become necessary to meet the appropriations for the present or next fiscal year, it shall be lawful for the Governor, Auditor and Treasurer of State to make temporary loans to meet such appropriations, to be repaid out of the funds appropriated at the present session of this General Assembly for the purposes aforesaid, when they shall be paid into the treasury.

SEC. 45. Any debt created under the preceding section of this act shall be binding on the State of Indiana, and for the payment

thereof, with the interest thereon, the faith of the State is irrevocably pledged.

SEC. 46. Any money so borrowed by the Governor, Auditor, and Treasurer of State, shall be paid into the State Treasury, and shall be drawn out on the warrant of the Auditor of State as in other cases.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER :

I am directed by the Senate, to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 296, entitled "A bill to legalize the elections held in the years of 1872, 1873 and 1874, in the town of Knightstown, Henry county, Indiana, etc., etc., under an act for the incorporation of towns, etc," approved June 10, 1852.

Also, Engrossed Senate Bill No. 297, entitled "A bill to amend the 30th section of an act entitled 'an act granting the citizens of Evansville, in the county of Vanderburgh, a city charter,' " approved January 27, 1847.

Also, Engrossed Senate Bill No. 287, entitled "A bill to amend sections one and four, of an act supplementary and amendatory of an act entitled 'an act to provide for a uniform assessment,' " approved December 21, 1872, and declaring an emergency.

Also, Engrossed Senate Bill No. 305, entitled "A bill to legalize the Board of Trustees of the town of Bainbridge, Putnam county, and all official acts of said Board done in pursuance of an act for the incorporation of towns, defining their powers, etc."

Also, Engrossed Senate Bill No. 335, entitled "A bill to amend section 269 of an act entitled 'An act to provide for a uniform assessment of property and for the collection and return of taxes thereon,' " approved December 21, 1872.

Also, Engrossed Senate Bill No. 286, entitled "A bill concerning domestic animals running at large, and trespasses committed by such animals."

Also, an act regulating the issuing and taking up of tickets and coupons of tickets by common carriers, and defining the rights of holders thereof and other matters in relation thereto.

And the same are herewith transmitted to the House.

Mr. McMichael moved to re-commit the bill to the Committee on Ways and Means with the following instructions :

Mr. Marvin of Boone, moved to lay the motion on the table.

Messrs. McMichael and Havens demanded the ayes and noes.

The question being, shall the amendment lie upon the table?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Bearss, Caldwell, Clark, Crumpacker, Darnall, Davison, Davis, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Haynes, Heighway, Hopkins, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Law, Lincoln, Marvin of Boone, Miller of Vanderburgh, McFadden, Pfafflin, Ribble, Romine, Shaffer, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Trusler, Twibill, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—42.

Those who voted in the negative were,

Messrs. Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Cantley, Charters, Collins, Dale, Edwards, Emerson, Gilbert, Gossman, Harris of Madison, Havens, Henderson, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Lanham, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Roseberry, Shaw, Shortridge, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Walz, Washburn, Willett and Williams of Brown—52.

So the motion to lie upon the table did not prevail.

The question recurring on the adoption of the amendment of Mr. McMichael, the same was not adopted.

The question now being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bence, Brown of Jasper, Caldwell, Cantley, Charters, Collins, Crumpacker, Davison, Davis, Edwards, Evans, Favorite, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Romine, Roseberry, Shaw, Shugart, Snyder, Taylor of Daviess, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence and Mr. Speaker—68.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Brown of Rush, Burson, Clark, Dale, Darnall, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Lanham, Megenity, McMichael, Montgomery, McFadden, Reno, Ribble, Shaffer, Shortridge, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Twibill, Woody and Wynn—27.

So the bill passed.

The question being, shall the title as read stand as the title of the bill?

Whereupon Mr. Martin of Wells offered the following amendment:

“And authorizing certain State officers to make temporary loans in certain specified contingencies therein named.”

Which was adopted, and the title as amended ordered to stand as the title of the bill.

Mr. Lanham submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills have compared Engrossed House Bill No. 485 with the original copy, and find the same in all things correctly engrossed.

Leave of absence was granted the Speaker until to-morrow at 9 o'clock, on account of illness.

On motion of Mr. Martin of Wells, the House adjourned until this evening at 7.30 o'clock.

EVENING SESSION.

The House met pursuant to adjournment.

Mr. Davis in the chair.

Mr. Burson offered the following resolution :

WHEREAS, Some charges, of a serious nature, are being whispered about in relation to the management of the officers of the Hospital for the Insane, upon the part of the officers having control of said institution ; therefore, be it

Resolved, That a special committee of three be appointed by the Speaker of the House to investigate the matter, and the officers of said Asylum, and that they have power to send for persons and papers and examine witnesses, and that they be required to report to the House by Monday morning next.

Mr. Crane offered the following amendment :

Amend to read "that the Committee shall report to this House Friday morning next."

Which amendment was accepted.

Mr. Kennedy of Montgomery, moved the previous question.

Which motion prevailed.

The question being on the adoption of the resolution as amended.

The same was adopted.

Mr. Shaffer introduced

House Bill No. 494. An act to legalize the incorporation of the town of Huntington as a city, and the official acts of the Common Council of said town in extending the corporate limits thereof.

Which was read a first time.

House Bill No. 409, introduced by Mr. Pfafflin, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Lincoln, Martin of Franklin, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McFadden, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ratliff, Reddick, Reno, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Twibill, Walz, Washburn, Williams of Lawrence, Woody and Wynn—74.

Those who voted in the negative were,

Messrs. Charters, Edwards, Heighway, Lanham, Martin of

Wells, Marvin of Boone, McCord, Osborn, Ramsey, Romine, Thompson of Marion, Trusler, Waterman and Williams of Brown—14.

So the bill passed.

House Bill No. 362, introduced by Mr. Havens, was read a third time and, placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Evans, Forkner, Fulk, Gilbert, Harper, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Wells, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Ragan, Reno, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Trusler, Walz, Washburn, Williams of Lawrence, and Wynn—66.

Those who voted in the negative were,

Messrs. Brown of Jasper, Edwards, Favorite, Glasgow, Gossman, Lanham, Lincoln, Martin of Franklin, Marvin of Boone, Megenitty, Ramsey, Reddick, Ribble, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Waterman, Williams of Brown, and Woody—23.

So the bill passed.

House Bill No. 264, introduced by Mr. Forkner, was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Dale, Darnall, Davison, Davis, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Haynes, Highway, Hopkins, Horn, Jackson, Johnson of Carroll, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Martin of Wells, Miller of Vanderburgh, McCord, McFadden, Osborn, Pate, Pfafflin, Ratliff, Ragan, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Walz, Washburn, Waterman and Wynn—52.

Those who voted in the negative were,

Messrs. Barney, Burson, Crumpacker, Edwards, Evans, Gilbert, Gossman, Havens, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McMichael, Nash, Pyeatt, Ramsey, Reddick, Reno, Shaw, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Williams of Brown, Williams of Lawrence and Woody—34.

So the bill passed.

House Bill No. 239, introduced by Mr. Davis, was read a third time, and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Haynes, Highway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Park, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt,

Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—85.

Mr. Darnall voting in the negative.

So the bill passed.

House Bill No. 315, introduced by Mr. Davison, was read a third time.

The question being, shall the bill pass?

Mr. Gilbert moved that the bill be indefinitely postponed.

Mr. Arnold moved the previous question.

Which prevailed.

The question being, shall the bill be indefinitely postponed.

The same prevailed, and the bill was indefinitely postponed.

House Bill No. 381, introduced by Mr. Forkner, was read a third time.

The question being, shall the bill pass?

The bill was, on motion of Mr. Arnold, indefinitely postponed.

House Bill No. 479, introduced by Mr. Waterman, was read a third time.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crumacker, Dale, Darnall, Davison, Davis, Edwards, Evans, Favorite,

Forkner, Fulk, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody and Wynu—78.

Those who voted in the negative were,

Messrs. Anderson, Reddick, Reno, Shaw, Smith and McMichael—6.

So the bill passed.

House Bill No. 485 was read a third time.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Evans Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Jackson Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Thomas, Trusler, Twibill,

Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—88.

Mr. Edwards voting in the negative.

So the bill passed.

On motion of Mr. Havens, the House adjourned until to-morrow morning at 9 o'clock.

WEDNESDAY MORNING.

MARCH 3, 1875, 9 O'CLOCK.

The House met pursuant to adjournment.

In the absence of the Speaker, Mr. Davis was called to the chair.

The journal of yesterday was read in part, when, on motion of Mr. Horn, the further reading thereof was dispensed with.

Mr. Davison moved a call of the House.

Those who answered to their names were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Crane, Crum-packer, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ruff, Ragan,

Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—89.

On motion of Mr. Crumpacker, the further proceedings under the call of the House were dispensed with.

On motion of Mr. Fulk, the vote taken on House Bill No. 299, on March 1st, was reconsidered.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Burson, Caldwell, Cantley, Charters, Crumpacker, Darnall, Davison, Davis, Edwards, Evans, Fulk, Gossman, Harper, Hopkins, Horn, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Fountain, Miller of Parke, Montgomery, Pate, Pyeatt, Pfafflin, Ribble, Roseberry, Shaffer, Shugart, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Washburn, Waterman, Willett, Woody and Wynn—42.

Those who voted in the negative were,

Messrs. Anderson, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Clark, Crane, Dale, Emerson, Favorite, Gilbert, Glasgow, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Johnson of Carroll, Johnston of Dearborn, Marvin of Boone, Megenity, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Ramsey, Ratliff, Ragan, Reddick, Reno, Romine, Shaw, Shortridge, Smith, Snyder, Taylor of Daviess, Trusler, Walz, Williams of Brown and Williams of Lawrence—45.

So the bill failed to pass.

On motion of Mr. Roseberry, the order of business was suspended and Senate Bill No. 344 was read a first time.

SPECIAL ORDER.

The hour having arrived for the special order, being the consideration of the Governor's veto message, together with Senate Bill No. 89, the same was taken up, and the objections of the Governor ordered to be spread upon record.

The objections of the Governor are as follows :

MR. PRESIDENT :

By direction of the Governor, I have the honor to return Senate Bill No. 89, with a communication setting forth his objections to its becoming a law.

SAMUEL R. DOWNEY,

Private Secretary.

EXECUTIVE DEPARTMENT,

INDIANAPOLIS, March 1, 1875.

GENTLEMEN OF THE SENATE :

I return Senate Bill No. 89 without my signature. The title declares its purpose to be to provide for the organization of Camp Meeting Associations, and for the government and management thereof. The first section authorizes any number of persons, not less than fifteen, to associate themselves by written articles. The articles shall give the name and location of the organization, the name and residence of each stockholder, and shall declare the mode of selecting the person who shall manage the business and prudential affairs of the corporation. The object of the corporation is declared to be to hold camp meetings for religious services.

The second section requires that the articles be recorded in the miscellaneous records of the county in which the association may be located, and declares them amendable at the pleasure of the association.

The third section declares that the association to be held, to be a

corporation from the time the articles are filed in the Recorders office and that it shall have all the rights, powers and privileges given to corporations by common law, to sue and be sued, to acquire, hold, sell and to convey such real and personal property as may be necessary and proper for its purposes and objects.

Sections four and eight authorize the company to fix the capital stock at such sum and to divide it into such shares as it may see fit, and to designate the manner in which the same shall be held and transferred.

Section six requires that a record be kept of the proceedings of the company and provides that a certified copy thereof shall be received in evidence in court.

Section seven provides that any property, real or personal, may be bequeathed, or given, to such corporation by will, deed, or devise, and in such case it shall be sufficient if the corporate name, or the purpose so described as to indicate with reasonable certainty what is meant, or intended, by the person willing, conveying or giving.

Section five provides that "such corporation may elect such officers, or agents, as may be necessary to carry into operation the object of its organization. It may prescribe and adopt rules and regulations for the direction of its officers, and members shall have all the power and authority given to incorporated cities in regulating maintaining and preserving order on their camp grounds by the selection of officers for that purpose, who shall be clothed with all the authority of like officers in incorporated cities, and the appointment of such officers by said corporation shall be their sufficient authority to act in the capacity designated and be a sufficient protection to such officers acting in such capacity.

And section nine declares that an emergency exists for the immediate taking effect of the act, and that therefore, it shall be in force from its passage.

This bill provides for the creation of corporations that are to have perpetual existence. It fixes no limit to their duration. It reserves to the Legislature no right of amendment or repeal. At the same time it empowers them to acquire lands by purchase, and to hold them in perpetuity. The quantity which they may thus acquire and hold is limited only by the purposes and objects of

their existence, and no rule or authority is prescribed by the bill to fix that limit except their own judgments.

The bill also empowers the corporations to acquire lands and personal property by will and by gift, in like manner to be held in perpetuity, without restriction of location, or limit of quantity.

It has not been the policy of our State to encourage or to permit corporations thus to acquire lands without limit in quantity, and to hold them in perpetuity. It is an evil of which our race has had much experience. The wisdom derived from that experience is imbedded in the many laws which forbade the acquisition of the lands by corporations for religious and charitable purposes.

I submit for your thoughtful consideration that encouragement should not be given to the making of wills in favor of corporations. The evil became so great in England as to require the interposition of Parliament. The statute restraining it recited, as the reason for its enactment, that the public mischief had greatly increased, that many large and improvident dispositions had been made to charitable uses by languishing and dying persons, to take place after their deaths, and thereby disinheriting their lawful heirs.

my duty to call your attention to the singular provision in the seventh section, which is to the effect that, in case of a will or deed of gift, made in favor of one of the corporations, it shall be sufficient if the corporate name, or the purpose, be so described as to indicate with reasonable certainty what is meant or intended by the party making the will or deed. If this be a correct statement of the existing and general rule of construction applicable to deeds and wills defectively executed, then it is unnecessary. In that case it is dangerous for it may mislead the courts. If, on the other hand, it be not the rule which long experience has established as safe, should it be adopted in favor of corporations? Is any corporation to be made so much a special favorite in law that a deed or will in its favor shall be declared good and valid, when it would not be so if made in favor of a friend, neighbor or relative of the grantor or testator?

The corporations to be created under the bill are not only to be clothed with the special privileges to which I have referred, but they are to be endowed with extraordinary, and as I think, dangerous powers. The officers are not designated in the bill, nor are their powers defined. Unlike all other acts of incorporation the

bill authorizes the companies to designate their officers or agents, and to prescribe the rules and regulations for their direction. In conferring powers upon their officers, the corporations are restricted to the purpose of maintaining and preserving order on their camp grounds; within that limit they are clothed with all the powers of incorporated cities, and their officers are to be clothed with all the authority of like officers of incorporated cities. These provisions indicate the character of government which the corporation is to maintain and the class of officers by whom its authority is to be asserted and preserved. The orders or ordinances will become the special law within the camp grounds, and the officers will be charged with their enforcement. That will require the exercise of executive, ministerial and judicial powers. Justices of the Peace have no jurisdiction of offenses against city ordinances, nor would they have jurisdiction of cases arising under the camp ground regulations, or ordinances. Parties arrested by the ministerial, or police officers for violations of prescribed regulations must be taken before some court for trial and punishment. The corporation must organize a police court. I have found it difficult to construe the fifth section, but I think I have stated its most probable meaning. Within the limits of the camp grounds, the bill provides for a government in respect to conduct like that of an incorporated city, with authority over all persons coming within that jurisdiction, with local laws to be declared by the directors and enforced by judicial and ministerial officers by them to be appointed. Unlike other acts for municipal corporations, this bill makes no provision for the usual qualifications of the officers. They are not required to give bond, or to take an oath for their good conduct in office, and no appeal is allowed to any party aggrieved. Upon the appointment of the officers, they become clothed with the authority of city officers, but they are not city officers; they are likely to exercise their powers in the country. If they belong to the class of township officers, then the bill should require them to reside in the township of their jurisdiction, as required in section six, article six of the Constitution.

I object to the bill, also, because that, whilst it reserves no power on the part of the Legislature to amend the charter, it clothes the organization with power to amend the articles of association from time to time, "as said association may deem proper." It can not be told in advance what powers may be exercised under that provision. It is unsafe.

My most serious objection to the bill is that it clothes a corporation organized for religious purposes, with the authority to appoint and control officers who are to exercise civil power. The corporation will not be municipal alone in its character, but will, also, be religious, or ecclesiastical in its purposes and functions. This appears first from the title, which is "An act for the organization of camp meeting associations, and providing for the government and management thereof;" second, from the first section which provides that the organization is "for holding camp meetings for religious services;" and, third, from the provisions authorizing the corporation to "prescribe and adopt rules and regulations for the direction of its officers and members." It can hardly be doubted that the organization would have the power to decide when the meetings should be held and how long they should continue; what religious society should occupy the grounds and, as a consequence, what form of worship should be adopted, and what system of religious faith should be advocated. The organization can have no purpose in society except in its relation to the church. Its only purpose is to facilitate religious services and to promote the growth, strength and development of the churches. It is inconsistent with the spirit of our institutions that such a corporation shall be endowed with civil power, that it shall be authorized to enact regulations and ordinances controlling the conduct of men and to appoint officers to administer and execute the same within any limit or territory whatever.

The State can not exercise ecclesiastical powers, nor can the church, or any branch thereof, either directly or through its organized instrumentalities, exercise civil or political powers. Because I think this bill violates these cherished principles of the people, I can not sign it, nor do I think such legislation expedient, even were it lawful. The safety of the State and the welfare of the church, unite in condemning it, I am the less reluctant to return this bill for your further action because I feel assured that its peculiar provisions have not attracted your attention or received your careful consideration. Our laws should amply provide for the protection of all assemblages of the people from disturbance, and I will cheerfully concur with you in making any additional provisions, or any increase of police or other official force that may be necessary, but to that end it is neither necessary or expedient to disregard cherished principles. I can not believe that legislation in this form is

asked or desired by any considerable number of people, or that it is urged by the authority of any of the religious societies of the State.

I also object to the bill because it declares that an emergency exists for its immediate taking effect and therefore it shall be in force from and after its passage, when, in fact, no emergency does exist. The provision of our Constitution which prohibits any act of the Legislature going into effect until it shall have been published and circulated in the several counties of the State, "except in case of emergency," is not arbitrary. It rests upon the obvious and just sentiment that the people should not be required to obey laws until they have an opportunity to know their provisions.

What is an emergency which authorizes a law to be put in force at once and before the people have equal opportunity to avail themselves of its beneficent provisions, or avoid its prohibitions and penalties? It is not merely the quality of excellence which makes it useful and to the advantage of the people that it be in force. That is presumed to be the quality of every law. It is presumed that you would not enact any law unless it be for the public good. The exigency contemplated by the constitution means more than that. It is such sudden occasion, exigence or pressing necessity that there would be some special public or private loss in case of delay. Is it really and truly your judgment that there will be some special inconvenience or loss to individuals or to the public should the camp-meeting corporations not be organized until the laws can be distributed to the counties within the ensuing two months? Is it reasonable to expect that the people will change their habits and hold such meetings in the spring time, when they have heretofore held them in the summer and in the fall?

With great respect, I return the bill with these my objections.

THOMAS A. HENDRICKS,

Governor.

The question being, shall the bill pass, the Governor's objections to the contrary, notwithstanding?

Those who voted in the affirmative were,

Messrs. Anderson, Bearss, Brown of Jasper, Charters, Clark, Darnall, Forkner, Gilbert, Harper, Harris of Wayne, Jackson,

Kennedy of Montgomery, Kennedy of Morgan, Lanham, Morgan, Ratliff, Ragan, Ribble, Shaffer, Shortridge, Shugart, Smith, Trusler, Twibill, Woody and Wynn—26.

Those who voted in the negative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Rush, Burson, Caldwell, Cantley, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gossman, Harris of Madison, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown and Williams of Lawrence—67.

So the bill failed to pass, and the objections of the Governor were sustained.

The following message was received from the Senate, by the Secretary thereof.

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 201, entitled "A bill to legalize the organization of all plank road companies, where such companies have organized in good faith, before the act under which the organization was made went into force."

Also, Engrossed Senate Bill No. 307, entitled "A bill to amend section forty-nine of an act entitled 'an act to divide the State into circuits, for judicial purposes,' " etc., approved March 6th, 1873.

Also, Engrossed Senate Bill No. 4, entitled "A bill to repeal an act to require railroad companies to issue stock paid for by taxes issued in aid of their railroad," etc.

Also, Engrossed Senate Bill No. 290, entitled "A bill to amend section seventeen of an act entitled 'an act containing several provisions regarding landlords, tenants,' " etc.

Also, Engrossed Senate Bill No. 258, entitled "A bill declaring what shall, in certain cases, be the basis of the assessment of taxes in cities and in incorporated towns," etc.

Also, Engrossed Senate Bill No. 107, entitled "A bill to authorize the Auditor of State to make a deed to Deloss Root, for certain land therein described."

Also, Engrossed Senate Bill No. 190, entitled "A bill resting the inchoate interest of married women in the lands of their husbands, in certain cases."

Also, Engrossed Senate Bill No. 42, entitled "A bill to provide for the redemption of personal property sold for taxes."

Also, Engrossed Senate Bill No. 179, entitled "A bill regulating the number of grand jurors and the manner of their election."

Also, Engrossed Senate Bill No. 250, entitled "A bill providing for the incorporation of State, district, subordinate, county and other granges of the order of Patrons of Husbandry, defining their powers," and declaring an emergency.

Also, Engrossed Senate Bill No. 182, entitled "A bill to amend section 17 of an act entitled 'an act regulating prosecutions in cases of bastardy, and providing for the support of illegitimate children,'" approved March 6, 1852.

Also, Engrossed Senate Bill No. 282, entitled "A bill to limit the power of township trustees in incurring debts, and requiring lien to designate certain day for the transaction of the business."

Also, Engrossed Senate Bill No. 228, entitled "A bill to repeal an act authorizing the appropriation of money out of the State Treasury for the use of the Indiana University at Bloomington, Indiana."

Also, Engrossed Senate Bill No. 127, entitled "A bill to amend

section 216 of an act entitled 'an act to revise, simplify, and abridge the rules, practice, pleadings and forms in civil causes in the courts of this State.' "

And the same are herewith transmitted to the House.

Mr. Caldwell submitted the following report :

MR. SPEAKER :

Your Committee on Ways and Means, to whom was referred House Bill No. 458, An act repealing an act entitled "An act authorizing the appropriation of money out of the State Treasury for the use of the Indiana University, located at Bloomington, Monroe county," approved February 19, 1873, have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it lie upon the table.

Which report was concurred in, and bill so ordered.

Mr. Burson submitted the following report :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred Senate Bill No. 141, entitled "An act to authorize conveyances of certain lands belonging to the State," etc., have had the same under consideration and have directed me to report said bill back with the recommendation that it pass.

Which report was concurred in.

Mr. Burson submitted the following report :

MR. SPEAKER :

The Committee on Organization of Courts of Justice, to whom was referred Senate Bill No. 255, have considered the same and direct me to report it back to the House without recommendation.

Which report was concurred in.

Mr. Shortridge submitted the following report :

MR. SPEAKER :

Your Committee on Organization of Courts, to whom was referred Senate Bill No. 252, have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Which report was concurred in.

Mr. Lanham submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills have compared Engrossed Senate Bill No. 103 with the original copy, and find the same in all things correctly engrossed.

Mr. Shortridge submitted the following report :

MR. SPEAKER :

The Committee on Organization of Courts of Justice, to whom was referred House Bill No. 482, have considered the same and direct me to report the said bill back to the House with the recommendation that it be indefinitely postponed.

Which report was concurred in.

Mr. Havens submitted the following report :

MR. SPEAKER :

Your Committee on Education, to whom was referred Senate Bill No. 218, have had the same under consideration and direct me to report the bill back to the House, with the recommendation that it pass.

Which report was concurred in.

Mr. Keightly submitted the following report :

MR. SPEAKER :

Your Committee on Claims, to whom was referred the claims of Rowland, Nixon, Ferris and Cookers, after a careful and thorough examination of the same, report that said claims were for extra services performed by said parties, as clerks of the House of Representatives of the General Assembly of 1873, that said House of Representatives after a examination of said claims allowed the same, as appears on the Journal of said House, page 919, that at the close of said session, the Speaker of said House drew his warrants on the Auditor of State for the amounts of said claims, which warrants were duly attested by the Clerk of said House, that the Auditor of State refused, and still refuses to draw his warrant thereon, for the reason that he questions the right of one branch of the Assembly to allow claims without concurrence of the other branch. He does not question the validity of these claims, but only questions as to whether he would by law be protected in drawing warrants thereon. The records of the last House of Representatives virtually disclosing the fact that these claims, whereby said House examined carefully, voted upon and allowed upon a call of the ayes and noes, and that a legal technicality alone stood in their way of their payment. This committee return said claims with a statement of these facts without any recommendation.

Which report was referred to the Committee on Ways and Means.

On motion of Mr. Davis the claims of Mr. Keeley was taken up and recommitted to the Committee on Claims.

Mr. Davison submitted the following report :

MR. SPEAKER :

Your Committee on Claims, to whom was referred the claim of Lester L. Norton for Janitor of Judiciary Committee rooms for the regular session 1873, have had the same under consideration and have directed me to make the following report, that the same be

returned to the house, together with the facts, without any recommendation.

Report indefinitely postponed.

In pursuance to the resolution of Mr. Burson, adopted last night, the chair appointed Messrs. Bence, Crane and Kennedy of Montgomery, as the committee to investigate the Insane Asylum.

Messrs. Barney, Dale and Harper, from the Committee on Claims, submitted an adverse report in the case of the petition of J. W. Butterfield executor of J. A. Coburn for the payment of \$21,577.20.

Which report was indefinitely postponed.

Messrs. Keightly, Davison and Miller, from the Committee on Claims, submitted a report in the case of the petitions of J. N. Butterfield, executor of J. A. Coburn, for the payment of \$21,577.20.

Which report was indefinitely postponed.

Mr. Willett moved to indefinitely postpone both reports.

Messrs. Burson and Haynes demanded the ayes and noes.

The question being, shall the report be indefinitely postponed?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Dale, Edwards, Emerson, Evans, Gilbert, Gossman, Harper, Harris of Madison, Havens, Haynes, Hleighway, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Ragan, Reddick, Reno, Ribble, Romine, Shaw, Shortridge, Smith, Snyder,

Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, and Wynn—73.

Those who voted in the negative were,

Messrs. Ames, Anderson, Crumpacker, Darnall, Davison, Davis, Favorite, Forkner, Fulk, Glasgow, Harris of Wayne, Hopkins, Keightly, Miller of Vanderburgh, Pfafflin, Shaffer, Shugart and Woody—18.

So the motion to indefinitely postpone prevailed.

Mr. Harper submitted the following report :

MR. SPEAKER :

Your Committee on Claims, to whom was referred the claim of J. O. Ives for rent of committee rooms, have had the same under consideration, and have instructed me to make the following report: That the same be referred back to the House with the recommendation that it be allowed, and the same be referred to the Committee on Ways and Means.

Which report was concurred in.

Mr. Barney submitted the following report :

MR. SPEAKER :

Your Committee on Claims, to whom was referred the claim of Cost, Cones & Co., have had the same under consideration, and have directed me to make the following report: That the same be reported back to the House with the recommendation that it be allowed, and that the same be referred to the Committee on Ways and Means.

Which motion was concurred in.

Mr. Barney submitted the following report :

MR. SPEAKER :

Your Committee on Claims, to whom was referred the claim of E. R. Stewart & Bro., have had the same under consideration, and have directed me to make the following report : That the claim be referred back to the House with the recommendation that it be not allowed.

Which report was concurred in.

Mr. Barney submitted the following report :

MR. SPEAKER :

The Committee on Claims, to whom was referred the claim of John Livingstone for work done on Swamp Land Ditch in the year 1858, upon which claim there was allowed and paid by the Auditor of State in 1870, the sum of one hundred and thirty-one dollars and thirty-five cents, and there is now due on said claim the sum of one hundred and five dollars and thirty-seven cents, and interest on the same, fifty dollars, your committee would report that the sum of one hundred and fifty-five dollars and thirty-seven cents (\$155.37) be allowed the said John Livingstone in full for amount of said claim.

Which report was concurred in, and referred to the Committee on Ways and Means.

Mr. Dale submitted the following report :

MR. SPEAKER :

Your Committee on Claims, to whom was referred the claim of Spiegel, Thoms & Co., have had the same under consideration and have directed me to make the following report : That the same be referred back to the House with the recommendation that the same be allowed, and the same be referred to the Committee on Ways and Means.

Which report was concurred in.

Mr. Dale submitted the following report :

MR. SPEAKER :

Your Committee on Claims, to whom was referred the claim of Samuel Conn, have had the same under consideration and have directed me to make the following report: That the same be reported back to the House with the recommendation that the same be allowed, and that the same be referred to the Committee on Ways and Means.

Which report was concurred in.

Mr. Davison moved to take the claim of Patrick Shannon from the table.

Mr. Martin of Wells, moved the previous question.

Which motion prevailed.

The question being on the motion of Mr^s Davison.

Messrs. Willett and Glasgow demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bence, Brown of Jasper, Burson, Caldwell, Dale, Davison, Davis, Evans, Fulk, Gilbert, Gossman, Harper, Harris of Madison, Havens, Horn, Johnson of Carroll, Keightley, Kennedy of Marion, Kennedy of Morgan, Law, Martin of Franklin, Martin of Wells, Marvin of Fountain, Miller of Vanderburgh, Montgomery, McMichael, Nash, Pate, Pfafflin, Reno, Romine, Shaw, Shortridge, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Walz and Washburn—44.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Bellows, Brown of Rush, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Edwards, Emerson, Favorite, Forkner, Glasgow, Harris of Wayne, Haynes, Highway,

Henderson, Jackson, Johnston of Dearborn, Kennedy of Montgomery, Lanham, Lincoln, Marvin of Boone, Megenity, Miller of Parke, Morgan, McCord, McFadden, Osborn, Pycatt, Ramsey, Ragan, Reddick, Ribble, Roseberry, Shaffer, Shugart, Smith, Thompson of Henry, Trusler, Twibill, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—49.

So the claim was not taken from the table.

Mr. Davison presented the memorial of Patrick Shannon.

Which was, on motion of Mr. McMichael, referred to the Committee on Ways and Means.

The following report was submitted following report from the Committee on Federal Relations:

MR. SPEAKER:

The Committee on Federal Relations, to whom was referred Joint Resolution No. 7, declaring the policy of the General Assembly of the State of Indiana and instructing Senators and Representatives in Congress to vote to carry out the policy of the Democratic party in relation to the finances, having carefully examined said resolution, do authorize me to report the same back to the House with the recommendation that it do pass.

Which report was concurred in.

Mr. Williams of Brown, submitted the following report:

MR. SPEAKER:

The Committee on Engrossed House Bills have compared Engrossed House Bills Nos. 486, 436, 31 and 342 and find the same in all things correctly engrossed.

Mr. Osborn submitted the following report:

MR. SPEAKER:

The Committee on Federal Relations to whom was referred House Bill No. 443, entitled an act to authorize the United States

to procure by purchase or commendation lands within the State in certain cases, and ceding jurisdiction over the same, having carefully considered said bill, desire me to report the same back to the House with the recommendation that it do pass.

Which report was concurred in, and bill ordered engrossed.

Mr. Collins submitted the following report :

MR. SPEAKER :

Your Committee on the Organization of Courts of Justice, to whom was referred House Bill No. 31, introduced by Mr. Pate, establishing a circuit in the counties of Ohio and Switzerland, have had the same under consideration, and have directed me to report the same back to the House, with the recommendation that it pass.

Which report was concurred in.

The Special Committee appointed to investigate the charges against the Superintendent of the Blind Asylum, submitted the following report :

MR. SPEAKER :

Your Special Committee, appointed to investigate charges of cruelty preferred against the Superintendent of the Blind Asylum, have visited that institution, and beg leave to report that they have examined some thirty or forty pupils, and find the charges against said Superintendent unsustained, and would therefore ask that this report be accepted and the Committee discharged.

Which report was concurred in, and the Committee discharged.

Mr. Snyder offered the following Joint Resolution :

Resolved, By the House of Representatives the Senate concurring, that there be appointed a Joint Standing Committee of five, to consist of three from the House of Representatives, to be appointed by the Speaker of the House, and two from the Senate, to be appointed by the President of the Senate, to be denominated a permanent Joint Standing Committee or Benevolent Institutions, and that they be required to visit once every six months each of the four State

Benevolent Institutions, situated in and around the city of Indianapolis, namely, the Blind, Insane, Deaf and Dumb and Women's Reformatory, for the purpose of making a thorough examination and inspection of the management of said Institutions, and if they should ascertain any cruelty or ill treatment, is practiced toward any of the inmates thereof, or if the sanitary affairs are neglected in any manner, that they report the same to the Trustees or Commissioners of said Institution, who are hereby required to remedy the same as soon as possible thereafter.

Which was read a first time.

Mr. Ragan, from the Committee on Agriculture, submitted the following report :

MR. SPEAKER :

The Committee on Agriculture, to whom was referred House Bill No. 399, have had the same under advisement and instruct me to report the same back with the following amendments. Amend section one by erasing the words " but not more than one appropriation shall be made," and inserting in lieu thereof, and "that all appopriations made under the provisos of this act shall be to one association and invested in one place." Also, amend section two by adding to said section the words " that the county making such appropriation or having made such shall have a lien upon the land so purchased, until the sum so advanced shall be paid, and whenever such association shall fail to use and occupy said grounds for the purpose designated, such county shall have the power to enforce such lien before any court having competent jurisdiction," and after so amended would recommen that the bill pass.

Amendments adopted, and report concurred in.

Mr. Nash submitted the following report :

MR. SPEAKER :

Your Committee on Roads, to whom was referred Senate Bill No. 123, a bill providing for the election or appointment of Supervisors and prescribing certain of their duties, introduced by Mr. Baxter,

have had the same under consideration and instruct me to make the following report: That said bill do pass.

Which report was concurred in.

Mr. Henderson, from the Special Committee appointed to examine and report facts in relation to the Ohio & Mississippi Railroad, submitted the following report:

MR. SPEAKER :

The undersigned Special Committee, appointed in pursuance of a resolution of the House, to examine and report the facts as to whether or not the said railroad corporation (Ohio & Mississippi) have complied with the terms of their charter, and also to report what legislation, if any, in their opinion may be necessary to secure the State in the prompt payment of any money that is or may be due under said charter, in accordance with your resolution beg leave to submit the following report:

That, upon the examination of the charter of said corporation, we find it is provided in section 20 as follows: "*Provided further*, When the aggregate amount of dividends declared shall amount to the full sum invested and ten per centum per annum thereon, the Legislature may so regulate the tolls and freight that not more than fifteen per centum per annum shall be charged on the capital employed, and the surplus profits in proportion to the cost in construction of said road in the State of Indiana, after paying expenses and reserving such proportion as may be necessary or proper for future contingency, shall be paid over to the State of Indiana for the use of common schools."

It will be observed by the provisions of said section that in certain contingencies the General Assembly of the State has the right to regulate the freights on said road, and also after realizing certain amounts, and directing how the same shall be expended, then the excess shall be paid over to the State for the use of the common school fund of the State. It will also be observed that said section provides that said corporation shall furnish the legislature, when required, with a correct statement of the amount of expenditures and the amount of profits, after deducting all expense, which statement shall be made under oath of the officer whose duty it shall be

to make the same. Your committee would submit that said corporation has never submitted to the General Assembly of the State a report as provided by said section, and in view of the importance of the subject to the State, and the limited time that we have had to devote to the investigation of the subject, your committee have considered it proper to call the attention of the Attorney General to the subject, and have proposed and present herewith a resolution, which your committee recommend may be adopted and, upon the adoption of the same, your committee asked to be discharged.

Be it resolved by the House of Representatives, the Senate concurring, WHEREAS, It appears by section twenty of an act incorporating the Ohio and Mississippi Railroad Company that when the aggregate amounts to the full sum invested, and ten per centum per annum thereon, the Legislature may so regulate the tolls and freights that not more than fifteen per centum per annum shall be divided on the capital employed, and the surplus profits in proportion to the costs in construction of said road in the State of Indiana, after paying expenses and reserving such proportion as may be necessary or proper for future contingencies, shall be paid over to the State of Indiana for the use of common schools, and that it shall be the duty of said corporation to furnish the Legislature, when required, with a correct statement of the amount of profits; and

WHEREAS, Said corporation has never made a report to the General Assembly of the State; therefore, be it

Resolved, That the Attorney General of the State be and he is hereby directed to institute such proceedings and take such steps against said corporation as in his judgment may be proper and necessary to secure to the State any claim or demand she may have against said corporation, and that he be directed to procure a report from said corporation as provided for in said section, to be presented to the General Assembly of the State for its consideration.

Which resolution was adopted and the committee discharged.

Mr. Ramsey submitted the following report:

MR. SPEAKER:

Your Committee on Fees and Salaries, to whom was referred House Bill No. 385, entitled "An act fixing and regulating the

salaries of Auditor, Treasurer and Secretary of State," have had the same under consideration, and direct me to report the same back with the recommendation that section four be amended as follows :

After the word "act," in line four of said section, add the following : "and shall have turned over and converted into the Treasury of the State of Indiana, as a part of the general fund, the sums so received, or if rewards, an equivalent sum thereto." And when so amended recommend that it pass.

Which amendment was adopted and report concurred in, and bill ordered engrossed.

On motion of Mr. Roseberry, the order of business was suspended, and Senate Bill No. 344 was read a second time.

Engrossed House Bill No. 435 was read a third time, and placed upon its passage.

The question being, shall the bill pass ?

Those who voted, in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Davison, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Harris of Wayne, Hopkins, Horn, Jackson, Keightley, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence and Woody—72.

Those who voted in the negative were,

Messrs. Darnall, Heighway, Johnson of Carroll, and Johnson of Dearborn—5.

So the bill passed.

Engrossed House Bill No. 364, was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—91.

Mr. Gossman voting in the negative.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 129, entitled "A bill to amend an act entitled 'an act to incorporate the Indiana Fire and Marine Insurance Company,'" and declaring an emergency, with the following engrossed amendments, to-wit:

Amend said original act so as to read as follows:

SEC. 2. That the persons named in the first section, or a majority of them, after giving at least thirty days' notice in at least two of the newspapers published in the city of Indianapolis, shall open books of subscription for the stock in said company and shall keep the same open at least thirty days, and if a greater amount is subscribed than is required by the terms of the advertisement under this act of incorporation, the surplus shares so subscribed shall be taken from the largest subscribers, commencing at the highest number, till they are reduced within the limits prescribed, which stock shall consist of six thousand shares of fifty dollars each, and at the time of subscribing they shall have a right to demand and receive five dollars on each share and to have secured the residue to the satisfaction of the corporation, payable in six months, which obligations may be renewed from time to time, either for the whole or such part thereof as the president and directors shall direct, and it shall be the duty of the president and directors to give at least thirty days' notice of any call they may think it expedient to make and in case of failure of any stockholder to meet such call or to secure the payment of the remainder as aforesaid, it shall be lawful for the president and directors to sell such delinquent shares and transfer the same to the purchaser or declare them forfeited to the company, together with all previous payments thereon; no transfer of such stock shall be deemed valid and complete so long as the person transferring the same shall be indebted to the said company, until the amount for which he is indebted is secured to the satisfaction of the president and directors, and the stock of every stockholder shall be held as a collateral security for the payment of whatever sum he may be indebted to said company by notes for stock or otherwise.

Also amend said bill by adding the following section thereto:

SEC. 7. That in all cases where execution shall issue against said corporation, the same shall be first levied on the goods, chattles, lands and tenements belonging to said corporation as its joint property, and on a return on such execution of "no property found," or "not a sufficiency of property to satisfy said execution," then, and in that case, the individual property of each of the corporators who are or were stockholders at the time of the debt, demand or liability accrued, shall be held for said debt to the amount of his, her or their stock, and no further, but no execution shall issue

against any stockholders in their individual capacity until a *serie facias* shall be issued against and served on them to appear and show cause, if any they can, why execution shall not go against them, and upon such trial, the stockholders, or any one of them, may be permitted to plead that he was not a stockholder at the time of contracting such debts, demands or liabilities, or that the corporation was not liable for said debts, or any cause for legal defence.

And the same is herewith transmitted to the House.

On motion of Mr. Collins the message from the Senate was taken up and the amendments were concurred in.

Engrossed House Bill No. 28 was read a third time.

Mr. Arnold moved that the bill be indefinitely postponed.

Messrs. Shaffer and Wynn demanded the ayes and noes.

The question being, shall the bill be indefinitely postponed ?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Charters, Davison, Davis, Edwards, Emerson, Evans, Fulk, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heller, Henderson, Horn, Jackson, Johnston of Dearborn, Kennedy of Marion, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Trusler, Waterman and Williams of Brown—52.

Those who voted in the negative were,

Messrs. Ames, Anderson, Burson, Clark, Collins, Crumpacker, Darnall, Favorite, Forkner, Glasgow, Harper, Highway, Hopkins, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Miller of Vanderburgh, Morgan, Pate, Pfaffin, Ratliff, Ribble, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton,

Thomas, Twibill, Walz, Washburn, Williams of Lawrence, Woody, Wynn and Mr. Speaker—37.

So the bill was indefinitely postponed.

Engrossed House Bill No. 454, was read a third time and placed on its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Burson, Charters, Clark, Crumpacker, Dale, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Washburn, Williams of Brown, Williams of Lawrence, Woody and Wynn—75.

Those who voted in the negative were,

Messrs. Ames, Collins, Dale, Davison, Glasgow, Martin of Franklin, Martin of Wells, Montgomery Pfafflin, Waterman, and Mr. Speaker—11.

So the bill passed.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House Acts Nos. 237 and 275 and the same are herewith transmitted to the House.

Engrossed House Bill No. 416, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Maryin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—91.

So the bill passed.

Engrossed House Bill No. 459, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Bellows, Brown of Jasper, Burson, Caldwell, Charters, Clark, Collins, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of

Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—88.

Mr. Cantley voting in the negative.

So the bill passed.

Engrossed House Bill No. 444 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—82.

Those who voted in the negative were,

Messrs. Arnold, Edwards, Johnston of Dearborn, Marvin of Boone, Megenity, Ramsey, Reddick, Trusler, and Woody—9.

So the bill passed.

Engrossed House Bill No. 468 was read a third time and, on motion of Mr. Shortridge, was indefinitely postponed.

Engrossed House Bill No. 422 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Cantley, Charters, Clark, Collins, Dale, Darnall, Davison, Davis, Favorite, Gilbert, Harper, Harris of Madison, Harris of Wayne, Heighway, Horn, Jackson, Kennedy of Montgomery, Marvin of Boone, Miller of Parke, Miller of Vanderburgh, Morgan, Pfafflin, Ratliff, Ribble, Roseberry, Shortridge, Shugart, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Waterman and Woody—45.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Crumpacker, Edwards, Emerson, Evans, Fulk, Glasgow, Gossman, Havens, Haynes, Henderson, Hopkins, Johnston of Dearborn, Keightley, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Reno, Romine, Shaw, Snyder, Taylor of Tipton, Trusler, Washburn, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—41.

So the bill failed to pass, for want of a Constitutional majority.

Engrossed House Bill No. 85 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Cantley, Charters, Clark, Collins, Crumpacker,

Darnall, Davison, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Gossman, Harris of Madison, Harris of Wayne, Heighway, Henderson, Hopkins, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Reddick, Reno, Ribble, Boseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Waterman, Williams of Brown, Woody and Wynn—65.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Glasgow, Harper, Havens, Johnston of Dearborn, Kennedy of Montgomery, Lincoln, Marvin of Boone, Nash, Ramsey, Romine, Taylor of Tipton, Washburn, Williams of Lawrence and Mr. Speaker—16.

So the bill passed.

Engrossed House Bill No. 320 was read a third time and placed on its passage:

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Barney, Bearss, Brown of Jasper, Brown of Rush, Charters, Collins, Davison, Davis, Emerson, Favorite, Fulk, Gilbert, Harper, Harris of Madison, Havens, Haynes, Hopkins, Jackson, Keightly, Kennedy of Marion, Martin of Franklin, Martin of Wells, Miller of Parke, Miller of Vanderburgh, McMichael, Pate, Pfafflin, Romine, Roseberry, Shaffer, Shaw, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, and Washburn—38.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Bellows, Cantley, Clark, Crumacker, Dale, Darnall, Edwards, Evans, Glasgow, Gossman, Heighway, Henderson, Horn, Johnson of Carroll, Johnston of Dearborn,

Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Marvin of Boone, Marvin of Fountain, Montgomery, Morgan, McCord, Nash, Osborn, Pyeatt, Ratliff, Reno, Ribble, Shortridge, Shugart, Smith, Trusler, Walz, Waterman, Williams of Brown, Williams of Lawrence and Wynn—45.

So the bill failed to pass.

Leave of absence was granted Mr. Ragan until to-morrow at 2 o'clock p. m. on account of sickness.

Engrossed House Bill No. 457, was read a third time and, on motion of Mr. Martin of Wells, was laid upon the table.

Engrossed House Bill No. 400 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Brown of Jasper, Caldwell, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Highway, Henderson, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Miller of Parke, Miller of Vanderburgh, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence, Woody and Wynn—72.

Those who voted in the negative were,

Messrs. Brown of Rush, Cantley, Heller, Johnston of Dearborn, Law, Martin of Franklin, Marvin of Boone, Megenity, McMichael, Reno, Shaw, Thompson of Marion and Waterman—13.

So the bill passed.

Engrossed House Bill No. 337 was read a third time and, on motion of Mr. Edwards, was laid upon the table.

Engrossed Senate Bill No. 305 was read a second time and passed to a third reading on to-morrow.

Mr. Edwards moved to suspend the rules that the bill may be read a third time now.

Mr. Wynn moved to lay the motion on the table.

Which motion prevailed.

Engrossed Senate Bill No. 59 was read a second time and passed to a third reading.

Engrossed House Bill No. 353 was read a third time.

Mr. Heller moved to lay the bill upon the table.

Which motion did not prevail.

The question recurring on the passage of the bill.

Those who voted in the affirmative were,

Messrs. Anderson, Bearss, Bellows, Brown of Rush, Burson, Cantley, Charters, Clark, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Ramsey, Ratliff, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shugart, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—70.

Those who voted in the negative were,

Messrs. Ames, Arnold, Barney, Brown of Jasper, Collins, Evans, Gilbert, Heighway, Heller, Henderson, Horn, Kennedy of Morgan, McMichael, Pfafflin, Reddick, Shortridge, Snyder and Woody—18.

So the bill passed.

Engrossed House Bill No. 262 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Brown of Jasper, Burson, Caldwell, Charters, Clark, Collins, Crane, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reno, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Wynn—82.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Cantly, Harris of Madison, Montgomery, Romine, Shaw and Williams of Brown—8.

So the bill passed.

Engrossed House Bill No. 167, was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Charters, Crumpacker, Dale, Darnall, Forkner, Gilbert, Harris of Wayne, Hopkins, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Marvin of Fountain, Miller of Vanderburgh, Pfafflin, Ramsey, Ratliff, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Walz, Williams of Lawrence, Woody and Wynn—29.

Those who voted in the negative were,

Messrs. Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Cantley, Clark, Collins, Davison, Davis, Edwards,, Emerson, Evans, Favorite, Fulk, Glasgow, Goss an, Harper Harris of Madison, Haynes, Heller, Henderson, Horn, Jackson, Johnson of Carroll, Johnston, of Dearborn, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Reddick, Reno, Romine, Shaw, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Washburn, Waterman and Williams of Brown—53.

So the bill failed to pass.

Engrossed House Bill No. 399, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Burson, Caldwell, Charters, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Gossman, Harper, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Marvin of Boone, Miller of Vanderburgh, Morgan, Osborn, Pfafflin, Ribble, Shaffer, Shortridge, Walz, Washburn, Woody and Wynn—35.

H. J.—72

Those who voted in the negative were,

Messrs. Brown of Rush, Cantley, Clark, Edwards, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McFadden, McMichael, Nash, Pate, Pyeatt, Ramsey, Ratliff, Reddick, Reno, Romine, Roseberry, Shaw, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Waterman, Williams of Brown, Williams of Lawrence and Mr. Speaker—54.

So the bill failed to pass.

Leave of absence was granted Mr. Shaw until 10 o'clock to-morrow morning.

Engrossed House Bill No. 64 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Bearss, Burson, Cantley, Charters, Collins, Darnall, Davison, Davis, Forkner, Glasgow, Gossman, Heller, Hopkins, Johnson of Carroll, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Leeper, Lincoln, Martin of Wells, Megenity, Miller of Vanderburgh, McMichael, Pate, Pfafflin, Shortridge, Snyder, Walz and Mr. Speaker—31.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Clark, Crumpacker, Dale, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Horn, Jackson, Johnston of Dearborn, Keightly, Lanham, Martin of Franklin,

Marvin of Boone, Marvin of Fountain, Miller of Parke, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pycatt, Ramsey, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill Washburn, Waterman, Williams of Brown Williams of Lawrence, Woody and Wynn—64.

So the bill failed to pass.

Engrossed House Bill No. 342 was read a third time and, on motion of Mr. Pfafflin, ordered to lie upon the table.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 362, entitled a bill fixing the number of terms of the Circuit Court, the time of holding the same, etc.

Also, Engrossed Senate Bill No. 274, entitled a bill to amend section 2 of an act entitled "An act to secure dues from private corporations," etc.

Also, Engrossed Senate Bill No. 18, entitled "A bill supplementary to an act approved March 14th, 1867," etc., and the same are herewith transmitted to the House.

AFTERNOON SESSION.

The House met pursuant to adjournment.

In the absence of the Speaker, Mr. Davis was called to the chair.

SPECIAL ORDER.

The hour having arrived for the special order, being the consideration of Senate Bill No. 318, being the Fee and Salary Bill, the same was taken up.

Mr. Martin of Wells moved that it do lie upon the table.

Messrs. Havens and Forkner demanded the ayes and noes.

The question being, shall the bill lie upon the table?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Bence, Burson, Caldwell, Collins, Crane, Davison, Davis, Evans, Gossman, Harris of Madison, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Martin of Franklin, Martin of Wells, Megenity, Miller of Parke, Montgomery, McMichael, Pate, Pfafflin, Ramsey, Romine, Shaw, Shortridge, Snyder and Washburn—34.

Those who voted in the negative were,

Messrs. Bearss, Brown of Jasper, Brown of Rush, Cantley, Charters, Clark, Crumpacker, Dale, Darnall, Edwards, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Highway, Henderson, Jackson, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Marvin of Boone, Marvin of Fountain, Miller of Vanderbilt, Morgan, McCord, McFadden, Nash, Osborn, Pyeatt, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Roseberry, Shaffer, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Walz, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—57.

So the bill did not lie on the table.

Mr. Williams of Brown, moved to read the bill section by section.

Mr. Glasgow moved to make the bill a special order for to-morrow morning at 10 o'clock.

Mr. Havens moved to lay the motion of Mr. Glasgow on the table.

Which motion prevailed.

Mr. Burson offered as an amendment House Bill No. 453.

Mr. Kennedy of Montgomery moved that the amendment do lie upon the table.

The ayes and noes having been demanded,

Those who voted in the affirmative were,

Messrs. Barney, Brown of Jasper, Charters, Crumpacker, Dale, Darnall, Edwards, Emerson, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Heighway, Henderson, Jackson, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Marvin of Boone, Marvin of Fountain, McFadden, Nash, Osborn, Ragan, Reddick, Reeder, Reno, Ribble, Roseberry, Shaffer, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—47.

Those who voted in the negative were,

Messrs. Ames, Anderson, Arnold, Bellows, Bence, Brown of Rush, Burson, Caldwell, Cantley, Collins, Crane, Davison, Davis, Evans, Gossman, Harris of Madison, Haynes, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Martin of Franklin, Martin of Wells, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Romine, Shaw, Shortridge, Shugart, Smith, Snyder, Thompson of Marion, Twibill, Walz, Washburn and Willett—47.

So the amendment does not lie upon the table.

Mr. Martin of Wells, moved the previous question.

Which prevailed.

The question being, shall the amendment be adopted?

Messrs. Kennedy of Montgomery and Havens demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Davison, Davis, Evans, Gossman, Harris of Madison, Haynes, Henderson, Hopkins, Horn, Jackson, Johnston of Carroll Johnston of Dearborn, Keightly, Martin of Franklin, Martin of Wells, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thompson of Marion, Twibill, Walz and Washburn—51.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Brown of Jasper, Clark, Crumpacker, Dale, Darnall, Edwards, Emerson, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Heighway, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Marvin of Boone, Marvin of Fountain, Morgan, McFadden, Nash, Ratliff, Ragan, Reeder, Reno, Ribble, Shaffer, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—44.

So the substitute was adopted.

The following message was received from the Senate, by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 353, entitled "A bill defining certain felonies and prescribing the penalties therefor."

Also, Engrossed Senate Bill No. 337, entitled "A bill to legalize the election of the officers of the town of Zionsville."

Also, Engrossed Senate Bill No. 331, entitled "A bill to amend section 135 of an act entitled, 'An act to provide for a uniform assessment of property,' " etc., approved December 21, 1872.

Also, Engrossed Senate Bill No. 329, entitled "A bill to amend an act to provide for the opening, vacating and change of highways," approved June 17, 1852.

Also, Engrossed Senate Bill No. 310, entitled "A bill providing for serving process upon the officers, directors, attorneys, or agents of any steamboat company."

Also, Engrossed Senate Bill No. 302, entitled "A bill to change the name of the Widows' and Orphans' Asylum to the Indianapolis Orphan Asylum."

Also, Engrossed Senate Bill No. 254, entitled "A bill to amend sections 23, 116, 117 and 178 of an act entitled 'an act for the settlement of decedents estates, etc.' "

Also, Engrossed Senate Bill No. 234, entitled "A bill to amend the 575th section, to revise and simplify the rules, practice, etc., in civil cases in courts of this State," approved June 18, 1852.

Also, Engrossed Senate Bill No. 145, entitled "A bill to enable and empower executors and administrators of the estates of deceased persons to enforce partition of real estate, etc.," and declaring an emergency.

And the same are herewith transmitted to the House.

Mr. Evans moved to take up Senate Bill No. 151.

Which motion did not prevail.

House Bill No. 323 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence and Woody—81.

Those who voted in the negative were,

Messrs. Darnall, Davison, Edwards and Wynn—4.

So the bill passed.

House Bill No. 305 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Gossman, Harper, Haynes, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of

Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—78.

Those who voted in the negative were,

Messrs. Cantley, Glasgow, and Harris of Wayne—3.

So the bill passed.

House Bill No. 327 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Brown of Jasper, Burson, Caldwell, Clark, Collins, Crane, Crumpacker, Dale, Favorite, Gilbert, Glasgow, Harper, Harris of Madison. Havens, Horn, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Martin of Wells, Martin of Franklin, Marvin of Boone, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McFadden, McMichael, Nash, Osborn, Pfafflin, Ramsey, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shortridge, Shugart, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Walz, Washburn, Waterman, Williams of Brown and Williams of Lawrence—55.

Those who voted in the negative were,

Messrs. Cantley, Charters, Davison, Edwards, Emerson, Evans, Forkner, Fulk, Gossman, Jackson, Johnson of Carroll, Law, Lincoln, Marvin of Fountain, Montgomery, McCord, Pate, Pyeatt, Shaw, Thompson of Henry, Trusler, Woody and Wynn—23.

So the bill passed.

Senate Bill No. 318, and amendment, was taken up and read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn and Williams of Brown—77.

Those who voted in the negative were,

Messrs. Bearss, Darnall, Glasgow, Harper, Heighway, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Osborn, Reeder, Ribble, Shaffer, Thomas, Waterman, Williams of Lawrence, Woody and Wynn—18.

So the bill passed.

The question being, shall the title as read stand as the title of the bill?

Whereupon Mr. Davis offered the following amendment:

An act regulating the fees of officers, and providing penalties for its violation, repealing certain acts therein named, and providing duties to be performed by State, county and township officers, and matters properly connected therewith.

Which was adopted, and the title as amended ordered to stand as the title of the bill.

Mr. Forkner offered the following resolution:

Resolved, That the Attorney General be requested to institute proceedings against all persons who have drawn money unlawfully as employes of the House, to recover the same from them in the name of the State.

Which was adopted.

Engrossed Senate Bill No. 196. An act to legalize the election of the Board of Trustees and of all other officers of the town of Bloomington, Monroe county, Indiana, for the years 1873 and 1874, and to legalize all their official acts executed by them under and in pursuance of an act entitled, "An act for the incorporation of towns, etc.," approved June 11, 1852.

Which was read a first time.

House Bill No. 456 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Hopkins, Horn, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reddick, Reeder, Reno, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas,

Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—87.

Those who voted in the negative were,

Messrs. Forkner, Johnson of Carroll, and Ribble—3.

So the bill passed.

Mr. Arnold moved to adjourn until this evening at 7:30 o'clock.

Which motion did not prevail.

Engrossed House Bill No. 486 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Heller, Henderson, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—94.

Mr. Horn voted in the negative.

So the bill passed.

Engrossed House Bill No. 475, introduced by Mr. Williams of Brown, was read a third time put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Collins, Darnall, Davison, Davis, Emerson, Evans, Forkner, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Megenity, Miller of Vanderburgh, McCord, Osborn, Pate, Pfaffin, Ramsey, Ratliff, Romine, Roseberry, Shugart, Taylor of Tipton, Walz, Washburn, and Williams of Brown—47.

Those who voted in the negative were,

Messrs. Barney, Bearss, Cantley, Charters, Clark, Crumpacker, Dale, Edwards, Favorite, Fulk, Harper, Henderson, Horn, Jackson, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Marvin of Boone, Marvin of Fountain, Miller of Parke, Montgomery, Morgan, McFadden, McMichael, Nash, Pyeatt, Reddick, Reno, Ribble, Shaffer, Shortridge, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Waterman, Williams of Lawrence, Woody and Wynn—50.

So the bill did not pass.

Engrossed House Bill No. 322 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Barney, Brown of Jasper, Burson, Charters, Clark, Collins, Crumpacker, Dale, Edwards, Emerson, Evans, Favorite,

Fulk, Gilbert, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Henderson, Horn, Jackson, Johnson of Carroll, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Leeper, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Ribble, Roseberry, Shortridge, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Marion, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—57.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Bearss, Brown of Rush, Cantley, Darnall, Davison, Davis, Forkner, Glasgow, Havens, Keightley, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Morgan, McCord, Pfafflin, Ratliff, Shaffer, Shugart, Thompson of Henry and Trusler—26.

So the bill passed.

Engrossed House Bill No. 95, was read a third time and, on motion of Mr. Marvin of Boone, the same was ordered to lie upon the table.

House Bill 440, was read a third time and, on motion of Mr. Edwards, was laid on the table.

Engrossed House Bill No. 448, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy

of Morgan, Lanham, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Woody, Wynn and Mr. Speaker—68.

Those who voted in the negative were,

Messrs. Cantley, Colins, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, McCord, McMichael, Nash, Reddick and Williams of Brown—12.

So the bill passed.

Mr. Davis introduced

House Bill No. 495. An act regulating the number and manner of electing Directors for the Northern and Southern State Prisons; prescribing their duties and fixing their compensation, and declaring an emergency.

Which was read a first time.

Mr. Davis moved to suspend the rules, and the bill read a second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt,

Pfafflin, Ramsey, Ratliff, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—84.

Those who voted in the negative were,

Messrs. Davison, Heller Hopkins, McMichael and Snyder—5.

So the rules were suspended and the bill read a second time.

Mr. Forkner moved to suspend the rules, consider the bill engrossed and read a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold Bearss, Brown of Jasper, Brown of Rush, Burson, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davis, Edwards, Emerson, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—81.

Those who voted in the negative were,

Messrs. Barney, Bellows, Cantley, Davison, Heller, Kennedy of Marion, Martin of Wells, McMichael and Mr. Speaker—9.

So the rules were suspended.

House Bill No. 495 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davis, Edwards, Emerson, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Madison, Harris of Wayne, Haynes, Highway, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—79.

Those who voted in the negative were,

Messrs. Barney, Davison, Gilbert, Havens, Heller, Hopkins, McMichael, Snyder and Mr. Speaker—9.

So the bill passed.

Mr. Heller moved to adjourn.

Which motion did not prevail.

Mr. Darnall moved to adjourn until this evening at 7.30 o'clock.

Which motion did not prevail.

Engrossed House Bill No. 437, was read a third time and placed on its passage.

The question being, shall the bill pass?

H. J.—73

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ratliff, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—87.

Those who voted in the negative were,

Messrs. Megenity, Ramsey and Waterman—3.

So the bill passed.

Engrossed Senate Bill No. 227 was read a third time and, on motion of Mr. Wynn, the bill was indefinitely postponed.

Engrossed House Bill No. 430 was read a third time and, on motion of Mr. Woody, the same was indefinitely postponed.

Engrossed House Bill No. 443 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans,

Favorite, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Wayne, Havens, Haynes, Highway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—79.

Those who voted in the negative were,

Messrs. Anderson, Johnston of Dearborn, Martin of Franklin, Martin of Wells, Marvin of Boone, Reddick, Thompson of Henry, and Trusler—8.

So the bill passed.

Mr. Burson submitted the following report :

MR. SPEAKER :

Your Committee on Judiciary, to whom was referred House Bill No. 100, an act to amend an act entitled "An act to provide for the election of a Reporter, and a speedy publication of the decisions of the Supreme Court, and fixing the compensation thereof," beg leave to make the following report: That in section 1, after the word "of" in the third line to, and to include the word "recited," in the eighteenth line, and insert instead thereof the words "of the the above entitled act," and also to strike out the words "two dollars and fifty cents," in the thirty-seventh line, and insert in lieu thereof the words "three dollars," and that said bill when so amended do pass.

Which report was concurred in, and the bill ordered engrossed.

Mr. Burson submitted the following report :

MR. SPEAKER :

Your committee, to whom was referred House Bill No. 308, have

had the same under consideration and have directed me to report said bill back with the recommendation that it pass.

Which report was concurred in.

The following report was made from the Committee on Organization of Courts :

MR. SPEAKER :

The Committee on Organization of Courts, to whom was referred House Bill No. 36, have had the same under consideration and recommend that it do lie upon the table.

Which was so ordered.

Mr. Havens submitted the following report :

MR. SPEAKER :

Your Committee on Education, to whom was referred Senate Bill No. 181, have had the same under consideration and direct me to report the same back to the House, with the recommendation that it lie upon the table.

Which report was concurred in.

On motion of Mr. Shaffer, House Bill No. 494 was read a second time and the bill ordered to be engrossed.

Leave of absence was granted Mr. Willett until to-morrow morning.

On motion of Mr. Megenity, House Bill No. 336 was taken from the table and the bill ordered to be engrossed.

On motion of Mr. Havens, the House adjourned until 7:30 o'clock this evening.

EVENING SESSION.

The House met pursuant to adjournment. In the absence of the Speaker, Mr. Davis was called to the chair.

Mr. Hopkins, submitted the following report of Committee on Public Buildings on House of Refuge:

To the General Assembly of the State of Indiana :

Your Committee on Public Buildings have visited the House of Refuge, at Plainfield, for the purpose of inspecting the new buildings of the past two years, and to ascertain the condition of the premises. We find that a new shop and a new family house have been erected, and that numerous repairs and improvements have been made. The buildings and grounds seem to us to be in good condition and well adapted to their purposes. The only appropriation asked of us is one thousand dollars for sewerage, and we recommend that it be granted. The application of the managers for additional grounds belongs rather to the question of the character of the institution, and we leave it with the Committee on Reformatory Institutions.

Also, the following report of the Committee on Public Buildings on State Prison North :

To the General Assembly of the State of Indiana :

The Directors of the State Prison North having represented in their annual report that the number of convicts was in excess of the cell and shop room, and asked appropriations for the erection of a new cell house and an additional shop, a part of your committee visited the institution to inquire into its needs, and respectfully report: That we found the Prison buildings and premises in good order, and everything relating thereto apparently well managed. We found more prisoners than cells, so that it was necessary in some cases to put two convicts into one cell. And we found that a number of prisoners could not be profitably employed for want of shop room. As the reports of the Warden and Directors show that this Prison is well managed, and that its earnings are in excess of

its expenses, we heartily recommend an appropriation of ten thousand dollars for the building of a new shop. We also admit that a new cell house is very desirable, but in view of the many calls on the State Treasury for building purposes, and the statements of the Directors that "It is possible to continue for a time the confinement of the men in their present quarters," we withhold any recommendation for a cell house. Our attention was also called to the deficiencies of the Prison Library, and if we might be allowed to travel beyond our sphere, we would recommend an appropriation of five hundred dollars for the increase of the Prison library.

Also, the following report of Committee on Public Buildings ; on Indiana State Prison South.

To the General Assembly of the State of Indiana :

The Warden and Directors of the State Prison South, having reported a very large expenditures for repairs and improvements during the last two years, your Committee on Public Buildings have felt it to be their province to examine the condition of the Prison buildings, and the character of these repairs and for this purpose a majority of them have visited the Institution. We did not go there to interfere with or to supplement the action of the Prison Committee ; but to make an independent investigation in our own department.

We found the officers courteous, and apparently willing to give us every facility for investigation. We were shown about the grounds and buildings, and there was pointed out to us the various structures, repairs and improvements representing the expenditures.

At our request, the Warden furnished a schedule of the various items of buildings, improvements, alterations and repairs, which had been made. But this list did not specify the cost of the separate items, only the aggregates, as will be seen by reference thereto, for which purpose it is herewith submitted. Whether this amount is correct, or not, we are not willing to say ; because, at the time of our visit the prison books and vouchers were in the hands of the Prison Committee, and we could not thoroughly examine them. All that we are willing to affirm is that there was appointed out to us a large number of repairs and improvements which must have involved a considerable outlay. And as the Prison Committee is

investigating the general management of the prison and the accuracy of its reported outlays, we leave with them to report whether the expenditures for repairs were proper and necessary.

But your Committee are unanimous in reporting that the buildings of the Southern Prison are old, badly constructed and but illy adapted to their purpose, and that they must continue to be an annual bill of expense for repairs.

Your Committee are also of the opinion that the prison is unhealthy, as shown by its large reports of sickness and death. Much of the expense for repairs during the last few years has been in the direction of overcoming inherent defects in the prison premises. Taking these facts in connection with the local hostility to the prison by free laborers, and the suggestions of the Governor in his annual Message, and your Committee are of the opinion that the State Prison at Jeffersonville should be abandoned as soon as the State can make the necessary arrangements, and that a new prison should be erected at the point most available for employing the convict labor in stone quarries where there will be least competition with skilled mechanics.

It is not the province of this Committee to define the policy of the State in regard to the management of prisons, and our suggestion only grows out of the fact that we are satisfied that no more money should be spent on the buildings at Jeffersonville, in the way of improvements or for any repairs which can possibly be avoided.

Also the following :

The undersigned, members of the Committee on Public Buildings, having personally made a more thorough examination of the premises of the Southern Prison than did the Committee as a whole, feel it to be our duty to make this additional statement. We made a personal inspection of each item of repairs contained in the Warden's schedule, and made notes of its character. One of us, who is a practical builder, then made an independent calculation of the probable and proper cost, and declares that his estimate varied less than one hundred dollars from the aggregate set down in the Warden's list. We also examined the accounts, charges and vouchers of the Warden for these repairs, and found them to be correct. While, therefore, we abstain from any expression of opinion as to the necessity of these alterations and improvements, leaving the responsibility with the Directors, who sanctioned them, we should

be derelict in duty if we did not say that these repairs and alterations were actually made, that the prices charged for them were just and reasonable, and that charges of fraud in this direction are unwarrantable.

Respectfully submitted,

JAMES HOPKINS,

D. H. OLIVER.

Mr. Barney moved that Senate Bill No. 55 be taken from the table and placed upon its passage.

Which motion did not prevail.

Leave of absence was granted Mr. Willett until to-morrow morning at 9 o'clock, on account of illness.

Engrossed House Bill No. 31 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Bearss, Brown of Jasper, Burson, Cantley, Charters, Collins, Davison, Davis, Forkner, Gossman, Jackson, Keightley, Kennedy of Marion, Kennedy of Montgomery, Law, Martin of Wells, Megenity, McMichael, Pate, Shaffer, Shortridge, Snyder, Taylor of Daviess and Mr. Speaker—25.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Barney, Bellows, Brown of Rush, Caldwell, Clark, Crumpacker, Dale, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Henderson, Horn, Johnson of Carroll, Johnston of Dearborn, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Marvin of Fountain, Miller of Parke, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shugart, Smith, Thomas, Thompson of Henry,

Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—61.

So the bill failed to pass.

House Bill No. 494 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Forkner, Fulk, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Marvin of Fountain, Megenity, Miller of Vanderburgh, Montgomery, Morgan, McFadden, Osborn, Pyeatt, Pfafflin, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—76.

Those who voted in the negative were,

Messrs. Caldwell, Favorite, Lincoln, Martin of Wells, Miller of Parke, McCord, McMichael, Nash, Ramsey, Shaw, Thomas and Woody—12.

So the bill passed.

House Bill No. 301 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Brown of Rush, Bursön, Cantley, Charters, Clark, Darnall, Davison, Davis, Favorite, Fulk, Gilbert, Gossman, Harris of Wayne, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Lanham, Martin of Wells, Megenity, Miller of Vanderburgh, Montgomery, Morgan, Osborn, Pate, Pyeatt, Ratliff, Reno, Roseberry, Shaw, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Walz, Washburn, Waterman, Williams of Lawrence; and Wynn—45.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Brown of Jasper, Caldwell, Collins, Crumpacker, Edwards, Emerson, Evans, Havens, Haynes, Henderson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Lincoln, Martin of Franklin, Marvin of Fountain, Miller of Park, McCord, McMichael, Nash, Pfafflin, Ramsey, Reddick, Ribble, Romine, Shortridge, Shugart, Smith, Trusler, Twibill, Williams of Brown and Woody—37.

So the bill failed to pass for want of a constitutional majority.

Engrossed House Bill No. 405 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Cantley, Darnall, Davison, Davis, Evans, Gossman, Havens, Haynes, Hopkins, Horn, Jackson, Johnston of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Wells, Marvin of Fountain, Megenity, Miller of Vanderburgh, Morgan, Pate, Pfafflin, Ramsey, Roseberry, Shaw, Thompson of Henry, Trusler, Twibill, Waterman, Williams of Brown and Williams of Lawrence—33.

Those who voted in the negative, were,

Messrs. Anderson, Barney, Bearss, Bellows, Brown of Jasper, Clark, Crumpacker, Dale, Emerson, Favorite, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Henderson, Johnson of Dearborn, Lanham, Lincoln, Martin of Franklin, Miller of Parke, Pate, Montgomery, McCord, McMichael, Nash, Osborn, Pyeatt, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Waterman, Williams of Brown, Williams of Lawrence—47.

So the bill failed to pass.

House Bill No. 334 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Charters, Clark, Crumpacker, Dale, Darnall, Edwards, Emerson, Evans, Gilbert, Harris of Wayne, Highway, Henderson, Jackson, Keightley, Lincoln, McCord, Pate, Pyeatt, Ramsey, Ratliff, Ragan, Shaffer, Shaw, Thompson of Henry, Thompson of Marion, Woody and Wynn—35.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Collins, Davison, Favorite, Forkner, Fulk, Glasgow, Gossman, Harper, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McFadden, McMichael, Nash, Osborn, Pfafflin, Reddick, Reno, Ribble, Roseberry, Shortridge, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown and Williams of Lawrence—49.

So the bill failed to pass.

House Bill No. 287 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ragan, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—75.

Those who voted in the negative were,

Messrs. Arnold, Bearss, Bellows, Edwards, Harris of Madison, Havens, Haynes, Henderson, Montgomery, Ramsey, Rathliff, Reddick and Williams of Brown—13.

So the bill passed.

House Bill No. 331 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman,

Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson, of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Lawrence, and Mr. Speaker—84.

Those who voted in the negative were,

Messrs. Reno, Waterman, Williams of Brown and Woody—4.

So the bill passed.

Mr. Lanham submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills, have compared Engrossed House Bills Nos. 385 and 399, and Joint Resolution No. 7 with the original copies and find the same in all respects correctly engrossed.

House Bill No. 285 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Clark, Collins, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightley, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of

Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Peyeatt, Pfafflin, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Wynn and Mr. Speaker—83.

Those who voted in the negative were,

Messrs. Arnold, Charters, Darnall, Ramsey, Williams of Brown and Woody—6.

So the bill passed.

House Bill No. 418 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Davison, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Gossman, Harper, Harris of Madison, Havens, Haynes, Heighway, Henderson, Horn, Johnston of Dearborn, Kennedy of Marion, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Taylor of Daviess, Thomas, Thompson of Marion, Trusler, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Mr Speaker—59.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Crumpacker, Dale, Darnall, Davis, Forkner, Glasgow, Harris of Wayne, Jackson, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Miller of Vanderburgh, Pfafflin, Ratliff, Ribble, Shaffer, Shortridge,

Shugart, Smith, Snyder, Taylor of Tipton, Thompson of Henry, Twibill, Walz and Wynn—28.

So the bill passed.

House Bill No. 312 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Burson, Clark, Crumpacker, Dale, Davison, Davis, Emerson, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Hopkins, Jackson, McFadden, McMichael, Osborn, Pate, Ramsey, Ratliff, Ragan, Reeder, Ribble, Shaffer, Shortridge, Smith, Taylor of Daviess, Taylor of Tipton, Trusler, Twibill, Woody and Wynn—35.

Those who voted in the negative were,

Messrs. Ames, Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Collins, Darnall, Edwards, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, Nash, Pyeatt, Pfafflin, Reddick, Reno, Romine, Roseberry, Shaw, Shugart, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Walz, Washburn, Waterman, Williams of Brown and Williams of Lawrence—41.

So the bill failed to pass.

Engrossed House Bill No. 141 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Brown of Jasper, Burson, Cantley, Charters, Clark, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Fulk, Gilbert, Glasgow, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Jackson, Kennedy of Morgan, Law, Lincoln, Marvin of Fountain, Megenity, Miller of Vanderburgh, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Reddick, Romine, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Twibill, Washburn, Waterman, Woody, Wynn and Mr. Speaker—53.

Those who voted in the negative were,

Messrs. Bellows, Brown of Rush, Collins, Crumpacker, Favorite, Forkner, Gossman, Harper, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Martin of Franklin, Martin of Wells, Marvin of Boone, Miller of Parke, Montgomery, Morgan, McCord, McFadden, Ramsey, Ragan, Reno, Ribble, Roseberry, Shaffer, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Williams of Brown and Williams of Lawrence—39.

So the bill passed.

Mr. Marvin of Boone, submitted the following report :

MR. SPEAKER :

Your Committee, to whom was referred the memorial of W. Brown, preferring charges against Thomas McIntire, Superintendent of the Deaf and Dumb Asylum, have had the same under consideration, and have instructed me to report the said memorial back to the House and ask that a committee of three be appointed by the Speaker, with power to send for persons and papers and investigate said charges.

Which report was concurred in.

The Chair appointed as said committee Messrs. Marvin of Boone, Hopkins and Taylor of Tipton.

Engrossed House Bill No. 446, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Charters, Clark, Collins, Darnall, Edwards, Emerson, Favorite, Fulk, Gilbert, Glasgow, Havens, Haynes, Heighway, Hopkins, Horn, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lauham, Law, Lincoln, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reddick, Ribble, Shaffer, Shaw, Snyder, Taylor of Daviess, Trusler, Walz, Washburn, Williams of Brown, Woody and Wynn—52.

Those who voted in the negative were,

Messrs. Bellows, Cantley, Dale, Davison, Forkner, Gossman, Harris of Wayne, Jackson, Johnston of Dearborn, Kennedy of Marion, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, McCord, McFadden, Osborn, Ratliff, Reno, Romine, Roseberry, Shortridge, Shugart, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Waterman and Williams of Lawrence—30.

So the bill passed.

House Bill No. 463, was read a third time and placed on its passage.

The question shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Cantley, Charters, Collins, Dale, Edwards, Evans, Fulk, Gilbert, Gossman, Harper, Havens, Haynes, Heighway, Horn, Johnson of Carroll, Keightley, Kennedy of Marion, H. J.—74

Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Romine, Roseberry, Shaw, Shortridge, Thomas, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—55.

Those who voted in the negative were,

Messrs. Caldwell, Clark, Darnall, Davison, Davis, Emerson, Favorite, Forkner, Glasgow, Harris of Wayne, Hopkins, Jackson, Johnston of Dearborn, Law, Morgan, McFadden, Ramsey, Ratliff, Ragan, Reno, Ribble, Shaffer, Shugart, Smith, Snyder, Taylor of Daviess, Thompson of Henry, Twibill and Wynn—29.

So the bill passed.

House Bill No. 411 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Brown of Jasper, Burson, Charters, Collins, Crumpacker, Darnall, Davison, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Heighway, Horn, Jackson, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Wells, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McMichael, Nash, Pate, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—66.

Those who voted in the negative were,

Messrs. Bellows, Brown of Rush, Caldwell, Cantley, Clark,

Crane, Dale, Haynes, Johnson of Carroll, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, McCord, McFadden and Pfafflin—16.

So the bill passed.

Mr. Davis moved that when the House do adjourn it be until 9 o'clock to-morrow morning.

Which motion prevailed.

Engrossed House Bill No. 40 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Crumacker, Dale, Darnall, Davison, Emerson, Evans, Favorite, Fulk, Glasgow, Gossman, Harper, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Reno, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Walz, Washburn, Williams of Lawrence, Woody and Wynn—60.

Those who voted in the negative were,

Messrs. Ames, Anderson, Bellows, Collins, Davis, Edwards, Forkner, Gilbert, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Keightly, Lincoln, Marvin of Fountain, Megenity, McFadden, Nash, Ramsey, Ratliff, Ragan, Reddick, Ribble, Romine, Snyder, Thompson of Marion, Twibill, Waterman, Williams of Brown and Mr. Speaker—31.

So the bill passed.

On motion of Mr. Lanham, the House adjourned until to-morrow morning at 9 o'clock.

THURSDAY MORNING.

MARCH 4, 1875, 9 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the chair.

The Journal of yesterday was read in part, when, on motion of Mr. Martin of Wells, the further reading thereof was dispensed with.

Mr. McMichael moved to refer the same to the Committee on Prisons.

Mr. Keightly moved the previous question.

Which motion prevailed.

The question being, shall the reports be referred to the Committee on Prisons?

Messrs. Glasgow and Lanham demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Rush, Burson, Caldwell, Cantley, Collins, Davis, Edwards, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Henderson, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Montgomery, McMichael, Nash, Pate, Pyeatt, Ramsey, Reddick, Romine, Roseberry, Shaw, Thompson of Marion and Waterman—38.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Brown of Jasper, Charters, Clark, Crane, Crumpacker, Dale, Darnall, Davison, Emerson, Favorite,

Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Hopkins, Horn, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Marvin of Boone, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, McFadden, Osborn, Pfafflin, Ragan, Reno, Ribble, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Woody and Wynn—51.

So the reports were not referred to the Committee on Prisons.

Mr. Lanham submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills, have compared Engrossed House Bills Nos. 31, 446, 436, 443, and 342, with the original copies and find the same in all respects correctly engrossed.

Mr. Barney presented the claim of Patrick McGuire.

Which was referred to the Committee on Claims.

Mr. Havens moved to make the reports the special order for Friday next at 10 o'clock a. m.

Mr. McFadden moved that the motion of Mr. Havens lie upon the table.

Which motion did not prevail.

Mr. Gilbert moved that the reports lie upon the table.

Which motion prevailed.

Engrossed Senate Bill No. 297, an act to amend the 30th section of an act entitled "An act granting the citizens of Evansville, in the county of Vanderburgh, a city charter," approved January 27, 1849, so as to authorize the common council to perform certain duties therein named.

Which was read a first time.

Engrossed Senate Bill No. 259, an act in regard to the conveyance of the public grounds and buildings upon the relation of county seats.

Which was read a first time.

Engrossed Senate Bill No. 305, An act to legalize the Board of Trustees of the town of Bainbridge, Putnam county, and all official acts of said Board done in pursuance of an act for the incorporation of towns, defining their powers, providing for election of officers thereof, and declaring their duties, approved June 11, 1852.

Which was read a first time.

Engrossed Senate Bill No. 296, An act to legalize the elections held in the years 1872 and 1873, and 1874, in the town of Knightstown, Henry county, Indiana, etc., etc., under an act for the incorporation of towns, etc., approved June 11, 1852.

Which was read a first time.

Engrossed Senate Bill No. 335, An act to amend section 269 of an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon, approved December 21, 1872.

Which was read a first time.

Engrossed Senate Bill No. 286, An act concerning domestic animals running at large, and trespasses committed by such animals.

Which was read a first time.

Engrossed Senate Bill No. 268, An act to provide for the public printing and binding.

Which was read a first time.

Engrossed Senate Bill No. 179, an act regulating the number of Grand Jurors and the manner of their selection.

Which was read a first time.

Engrossed Senate Bill No. 241, an act for the incorporation and continuance of building, loan fund and savings association, and repealing the laws on that subject, approved March 5, 1857, and March 7, 1873, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 287, an act to amend sections one and four of an act supplementary and amendatory of an act entitled 'An act to provide for a uniform assessment of property and for the collection and return of taxes thereon,' approved December 21, 1872, approved March 8, 1873, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 310, an act providing for serving process upon the officers, directors, attorneys or agents of any steam-boat company.

Which was read a first time.

Engrossed Senate Bill No. 234, an act to amend the five hundred and seventy-fifth section of the act to revise, simplify, etc., the rules, practice, etc., in civil cases in the courts of this State, approved June 18, 1852.

Which was read a first time.

Engrossed Senate Bill No. 337, a bill to legalize the election of the officers of the town of Zionsville.

Which was read a first time.

Engrossed Senate Bill No. 302, an act to change the name of the Widows and Orphans Asylum to the Indianapolis Orphan Asylum.

Which was read a first time.

Engrossed Senate Bill No. 329, an act to amend an act to provide for the opening, vacating and change of highways, approved June 17th, 1852.

Which was read a first time.

Engrossed Senate Bill No. 331, an act to amend section 135 of an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon." approved December 21, 1872.

Which was read a first time.

Engrossed Senate Bill No. 353, an act defining certain felonies and prescribing the penalties therefor.

Which was read a first time.

Engrossed Senate Bill No. 145, an act to enable and empower executors and administrators of the estates of deceased persons to enforce partition of the real estates of such decedents in certain cases, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 254, An act to amend sections 23, 116, 117 and 178 of an act entitled "An act providing for the settlement of decedents estates, etc."

Which was read a first time.

Engrossed Senate Bill No. 344, "An act for the relief of Alexander D. Carmichael, Christopher C. Waisman and others, surety upon the bonds of John M. Stulz, former trustee of Clear Creek township, Warren county, Indiana."

Which was read a first time.

Engrossed Senate Bill No. 182, An act to amend section 17 of an act entitled "An act regulating prosecutions in cases of bastardy and providing for the support of illegitimate children," approved May 6, 1852.

Which was read a first time.

Engrossed Senate Bill No. 127, An act to amend section 216 of an act entitled "An act to revise, simplify, and abridge the rules,

practice, pleadings and forms in civil cases in the courts of this State, etc."

Which was read a first time.

Engrossed Senate Bill No. 250, An act providing for the incorporation of State, district, subordinate, county and other granges of the order of the Patrons of Husbandry, defining their powers and duties in certain cases, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 101, an act to authorize the Auditor of State to make a deed to Deloss Root for certain lands therein described.

Which was read a first time.

Engrossed Senate Bill No. 190, an act vesting the inchoate interest of married women in the lands of their husbands in certain cases.

Which was read a first time.

Engrossed Senate Bill No. 42, an act to provide for the redemption of personal property sold for taxes.

Which was read a first.

Engrossed Senate Bill No. 4, an act to repeal an act to require railroad companies to issue stock paid for by taxes voted in aid of their railroads to the tax payers or their assignees, and to issue unclaimed stock for the benefit of the common school fund, and declaring an emergency, approved December 17, 1872.

Which was read a first time.

Engrossed Senate Bill No. 290, an act to amend section 17 of an act entitled, "An act containing several provisions regarding landlords, tenants, lessors and lessees," approved May 20, 1852.

Which was read a first time.

Engrossed Senate Bill No. 258, an act declaring what shall in certain cases be the basis of the assessment of taxes in cities and incorporated towns, and prescribing the duties of common councils, township trustees and county officers in relation thereto.

Which was read a first time.

Engrossed Senate Bill No. 228, an act to repeal an act authorizing the appropriation of money out of the State Treasury for the use of the Indiana University, located at Bloomington, Monroe county, Indiana.

Which was read a first time.

Engrossed Senate Bill No. 307, an act to amend section 49, of an act entitled "An act to divide the State into circuits for judicial purposes," approved March 6, 1873.

Which was read a first time.

Engrossed Senate Bill No. 201, an act to legalize the organization of all plank road companies when such companies have organized in good faith before the act under which the organization was made went into force.

Which was read a first time.

Engrossed Senate Bill No. 282, an act to limit the powers of Township trustees in incurring debts and requiring them to designate certain days for the transaction of the business.

Which was read a first time.

Engrossed Senate Bill No. 126 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 219 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 281 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 344. An act for the relief of Alexander D. Carmichael, Christopher C. Wisenand, James Dod dand Jackson H. Clendenin, surety upon the bonds of John M. Stultz, former trustee of Clear Creek township, Monroe county, Indiana.

Which was read a first time.

Engrossed Senate Bill No. 52 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 55 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 288 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 292 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 212 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 138 was read a second time and passed to a third reading.

House Bill No. 396 was read a third time and, on motion of Mr. Burson, the same was laid upon the table.

House Bill No. 317 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Bence, Clark, Crumpacker, Dale, Davis, Emerson, Forkner, Fulk, Gilbert, Gossman, Havens, Hopkins, Jackson, Johnson of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Martin of Franklin, Martin of Wells, Miller of Parke, Morgan, McFadden, McMichael, Nash, Pate, Ragan, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Smith, Taylor of

Tipton, Thomas, Thompson of Henry, Thompson of Marion, Walz, Waterman, Williams of Lawrence and Woody—42.

Those who voted in the negative were,

Messrs. Ames, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Charters, Collins, Crane, Darnall, Davison, Edwards, Evans, Favorite, Glasgow, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Henderson, Horn, Johnston of Carroll, Kennedy of Marion, Lanham, Lincoln, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Vanderburgh, Montgomery, McCord, Osborn, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Shugart, Snyder, Taylor of Daviess, Trusler, Twibill, Washburn, Williams of Brown, and Wynn—48.

So the bill failed to pass.

Engrossed House Bill No. 122 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Bearss, Brown of Jasper, Burson, Caldwell, Charters, Clark, Crane, Dale, Darnall, Emerson, Evans, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Hopkins, Horn, Jackson, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Miller of Vanderburgh, Morgan, McFadden, Pfafflin, Ragan, Reno, Ribble, Shaffer, Shortridge, Smith, Taylor of Tip-ton, Thomas, Trusler, Twibill, Walz, Waterman, Williams of Lawrence, Woody and Wynn—44.

Those who voted in the negative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Rush, Collins, Crumpacker, Davison, Davis, Edwards, Favorite, Gossman, Harris of Madison, Havens, Haynes, Henderson, Johnson of Carroll, Johnston of Dearborn, Keightly, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, Nash, Pate,

Pyeatt, Ramsey, Reddick, Romine, Roseberry, Shaw, Shugart, Snyder, Taylor of Daviess, Thompson of Marion, Washburn and Williams of Brown—43.

So the bill failed to pass for want of a constitutional majority.

The following message was received from the Senate by the Secretary thereof :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 321, entitled "A bill to amend sections 33, 37 and 43 and supplemental section 6 of an act entitled 'an act to provide for a general system of common schools.'"

Also, Engrossed Senate Bill No. 311, entitled "A bill to authorize the United States to procure, by purchase or condemnation, lands within this State, in certain cases.

Also, Engrossed Senate Bill No. 262, entitled "A bill to amend sections 44 and 97 of an act to provide for a general system of common schools, the officers thereof and their respective powers and duties," etc.

Also, Engrossed Senate Bill No. 88, entitled "A bill providing for the recording of Sheriffs' certificates in certain cases," etc.

Also, Engrossed Senate Bill No. 203, entitled "A bill to amend section 48 of an act entitled 'an act to revise, simplify and abridge the rules, practice, pleadings and forms in criminal actions in the courts of this State.'"

Also, Engrossed Senate Bill No. 336, entitled "A bill concerning sub-marine sites for light houses and other aids to navigation."

Also, Engrossed Senate Bill No. 142, entitled "A bill to amend section 27 of the school law."

Also, Engrossed Senate Bill No. 207, entitled "A bill to amend

section seventy-four of an act defining misdemeanors and prescribing punishment therefor."

Engrossed Senate Bill No. 217, entitled "A bill defining certain misdemeanors and prescribing penalties therefor."

Also, Engrossed Senate Bill No. 283, entitled "A bill to authorize the Board of Commissioners to appoint Justices of the Peace, when vacancies occur in said offices."

Also, Engrossed Senate Bill No. 95, entitled "A bill in relation to the laying out, opening, widening, altering and vacation of streets and alleys," etc.

And the same are herewith transmitted to the House.

Engrossed House Bill No. 324, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Pyeatt, Pfafflin, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence, Woody and Wynu—75.

Those who voted in the negative were,

Mesers. Bearss, Johnston of Dearborn, Lanham, Martin of

Franklin, Marvin of Boone, Megenity, Nash, Osborn, Ramsey, Ragan, Shortridge, Thompson of Henry and Waterman—13.

So the bill passed.

Engrossed House Bill No. 348 was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Bearss, Bellows, Bence, Brown of Jasper, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crum-packer, Davison, Davis, Edwards, Emerson, Favorite, Fulk, Gilbert, Gossman, Harper, Harris of Wayne, Havens, Haynes, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Martin of Franklin, Marvin of Boone, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Reno, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence and Woody—75.

Those who voted in the negative were,

Messrs. Anderson, Barney, Forkner, Glasgow, and Romine—5.

So the bill passed.

House Bill No. 374, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted, in the affirmative were,

Messrs. Ames, Anderson, Barney, Burson, Charters, Clark, Dale,

Darnall, Edwards, Fulk, Havens, Hopkins, Horn, Jackson, Kennedy of Marion, Kennedy of Morgan, McFadden, Osborn, Ribble, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Washburn, Waterman, Williams of Lawrence, Woody and Wynn—33.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Collins, Crumpacker, Davison, Davis, Emerson, Evans, Favorite, Forkner, Glasgow, Gossman, Harper, Harris of Wayne, Haynes, Heighway, Henderson, Johnston of Dearborn, Keightley, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Reno, Romine, Roseberry, Shaw, Snyder, Walz and Williams of Brown—44.

So the bill failed to pass.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 107, entitled "A bill to amend section six of an act entitled 'an act regulating divorces, nullification of marriages,' " etc.

Also, Engrossed Senate Bill No. 231, entitled "A bill for the encouragement of manufacturing companies."

Also, Engrossed Senate Bill No. 129, entitled "A bill for the redemption of real property, sold on execution or order of sale," etc.

Also, Engrossed Senate Bill No. 45, entitled "A bill in relation to the appointment of receivers, and to authorize appeals in such cases."

Also, Engrossed Senate Bill No. 171, entitled "A bill to amend the first, second and third sections of an act entitled 'an act regulating the sale of county property, and the letting of buildings,' " etc.

Also, Engrossed Senate Bill No. 348, entitled "A bill to amend an act entitled 'an act supplemental to an act to authorize aid to the construction of railroads,' " etc.

Also, Engrossed House Bill No. 237, entitled "A bill to legalize the acknowledging of deeds and mortgages heretofore recorded in any county of this State," etc.

Also, Engrossed House Bill No. 275, entitled "A bill to amend an act entitled 'an act to divide the State into circuits for judicial purposes,' " etc.

And the same are herewith transmitted to the House.

On motion of Mr. Arnold the House adjourned till 9 o'clock to-morrow morning.

FRIDAY MORNING:

MARCH 5, 1875—9 O'CLOCK.

The House met pursuant to adjournment. In the absence of the Speaker, Mr. Collins was called to the chair.

The Journal of yesterday was read in part when, on motion of Mr. Martin of Wells, the further reading thereof was dispensed with.

Mr. Caldwell introduced

House Bill No. 496. An act making specific appropriation for the year one thousand eight hundred and seventy-five.

Which was read a first time.

The Speaker in the chair.

Engrossed Senate Bill No. 196, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 348, an act to amend an act entitled "An act supplemental to an act to authorize aid to the construction of railroads by counties and townships taking stock in, and making donations to, railroad companies," approved May 12, 1869.

Which was read a first time:

Engrossed Senate Bill No. 129, an act for the redemption of real property sold on execution or order of sale, defining the rights of parties interested therein, providing remedies, and repealing the act upon the subject of redemption, approved June 4, 1861.

Which was read a first time.

Engrossed Senate bill No. 262, an act to amend sections 44 and 97 of an act entitled "An act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and prescribing the fees for certain officers therein named and for the establishment and regulation of township libraries, and to repeal all laws inconsistent therewith prescribed," approved March 6, 1865, and declaring an emergency.

Which was read a first time.

Engrossed Senate Bill No. 88, a bill providing for the recording of Sheriff's certificates in certain cases and for the payment thereof.

Which was read a first time.

Engrossed Senate Bill No. 142, an act to amend section 27 of the school law.

Which was read a first time.

Engrossed Senate Bill No. 311, an act to authorize the United States to procure by purchase or condemnation lands within the State in certain cases.

Which was read a first time.

Engrossed Senate Bill No. 203, an act to amend section forty-eight of an act entitled "An act to revise, simplify and abridge the rules, practice, pleading and forms in criminal actions in the courts of this State," approved June 17, 1852.

Which was read a first time.

Engrossed Senate Bill No. 207, an act to amend section seventy-four of an act defining misdemeanors and prescribing punishment therefor.

Which was read a first time.

Engrossed Senate Bill No. 283, an act to authorize the Board of Commissioners to appoint Justices of the Peace when vacancies may occur in said office.

Which was read a first time.

Engrossed Senate Bill No. 336, an act concerning sub-marine sites for lighthouses and other aids to navigation.

Which was read a first time.

Mr. Collins offered the following amendments to Senate Bill No. 307:

Section one, line fifteen, strike out the word "Lawrence" and insert the word "Orange."

Section one, line eighteen, strike out the word "Orange" and insert the word "Lawrence."

Section one, line twenty, strike out the word "Lawrence" and insert the word "Orange."

Which were adopted.

Engrossed Senate Bill No. 307 was read a second time, as amended, amendments considered engrossed, and bill passed to a third reading.

Engrossed Senate bill No. 250, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 127, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 179, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 201, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 182, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 234, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 331, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 258, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 286, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 353 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 302 was read a second time and passed to a third reading.

Senate Bill No. 348 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 282 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 4 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 335 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 287 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 310 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 327 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 290 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 42 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 254 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 296 was read a second time and passed to a third reading.

Engrossed Senate Bill was read a second time and passed to a third reading.

Senate Bill No. 337 was read a second time.

Mr. Marvin of Boone moved to suspend the rules that the bill be read a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crunpaker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln,

Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McFadden, McMichael, Nash, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—88.

Mr. Woody voted in negative.

So the rules were suspended.

Senate Bill No. 337 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—89.¶

Those who voted in the negative were,

Messrs. McMichael, Reddick, Shaw and Snyder—4:

So the bill passed.

Engrossed Senate Bill No. 190 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 268 was read a second time and, on motion, referred to the Committee on Printing.

Engrossed Senate Bill No. 362 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 274, an act to amend section two of an act entitled "An act to secure dues from private corporations," etc.

Which was read a first time.

Engrossed Senate Bill No. 18, An act supplementary to an act approved March 14, 1867, entitled "An act to repeal all general laws now in force, the incorporation of cities, and to provide for the incorporation of cities, prescribing their powers and rights and the manner in which they shall exercise the same, and to regulate such other matters as pertain thereto."

Which was read a first time.

Engrossed Senate Bill No. 171, a bill to amend the 1st, 2d and 3d sections of an act entitled "An act regulating the sale of county property and the letting of buildings and bridges, fences and monuments, and declaring an emergency," approved December 23, 1872.

Which was read a first time.

Engrossed Senate Bill No. 107, An act to amend section 6 of an act entitled "An act regulating the granting divorces, nullification of marriages, and decrees and orders of courts incident thereto, and repealing all laws conflicting with this act, and declaring an emergency."

Which was read a first time.

Engrossed Senate Bill No. 321, An act to amend sections 33, 37 and 43 and supplemental section 6 of an act entitled "An act to provide for a general system of common schools," approved March 6, 1855, and adding supplemental sections thereto, approved March 8, 1873.

Which was read a first time.

Engrossed Senate Bill No. 241 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 45. A bill in relation to the appointment of receivers and to authorize appeals in such cases.

Which was read a first time.

Engrossed Senate Bill No. 95. An act in relation to the laying out, opening, widening, altering, and vacation of streets, alleys and highways, and for straightening and altering of water courses by the cities of this State, and providing for the appointment of commissioners to assess benefits and damages, prescribing their duties and the method of procedure, and providing for the collection of benefit and payment of damages, and prescribing the duties of city officers in relation thereto and providing remedies in such matters.

Which was read a first time.

Senate Bill No. 151 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bearss, Bence, Brown of Jasper, Burson, Caldwell, Charters, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, Nash, Pate, Pyeatt, Pfafflin, sey, Ratliff, Reddick, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—78.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Clark, Darnall, Favorite, Martin of Franklin, McMichael, Osborn, Ramsey, Reeder, Reno, Ribble Romine and Williams of Brown—14.

So the bill passed.

Mr. Caldwell moved that the rules be suspended and House Bill No. 496 be read a second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Heller, Hopkins, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence and Mr. Speaker—87.

Those who voted in the negative were,

Messrs. Anderson, Havens, Lincoln, McCord, McMichael, Osborn and Woody—6.

So the rules were suspended.

On motion of Mr. Havens House Bill No. 496 was read section by section.

Which motion prevailed.

On motion of Mr. McMichael section one was stricken out.

Mr. Lanham, from the Committee on Engrossed Bills, submitted the following report :

MR. SPEAKER :

Your Committee on Engrossed Bills have compared Engrossed House Bills Nos. 31 and 307 with the original copies and find the same, in all things, correctly engrossed.

J. W. LANHAM.

The following message was received from the Senate by the Secretary thereof :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 200, entitled "A bill legalizing extensions of plank, gravel and turnpike roads beyond their terminal points," etc.

Also, Engrossed House Bill No. 224, entitled "A bill for an act to fix the time for holding court in the counties comprising the Thirty-fifth Judicial Circuit."

Also, Engrossed House Bill No. 153, entitled "A bill to legalize the acts of the town of Portland," etc.

Also, Engrossed House Bill No. 77, entitled "A bill providing for publication of official matter," etc., with the following engrossed amendments, to-wit :

Also, Engrossed House Bill No. 101, entitled "A bill to regulate public warehouses and warehousing," etc., with the following engrossed amendments, to-wit :

And the same, with engrossed amendments, are herewith transmitted to the House for its action thereon.

The following message was received from the Senate

MR. SPEAKER :

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House Act No. 129, and the same is returned to the house.

Mr. Darnall was called to the chair.

On motion of Mr. Havens, section 13 was stricken out.

Mr. Burson moved to strike out section 16.

Mr. Dale moved that the motion do lie upon the table.

Messrs. Martin of Wells and McMichael demanded the ayes and noes.

The question being, shall the motion of Mr. Burson lie upon the table?

Those who voted in the affirmative were,

Messrs. Ames, Bearss, Bence, Brown of Jasper, Cantley Clark, Crane, Dale, Darnall, Davison, Emerson, Forkner, Fulk, Gilbert, Harper, Harris of Wayne, Havens, Heller, Hopkins, Kennedy of Marion, Kennedy of Montgomery, Lanham, Lincoln, Marvin of Boone, Miller of Parke, Miller of Vanderburgh, Morgan, McFadden, Pfafflin, Ratliff, Ragan, Reno, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Trusler, Twibill, Walz, Williams of Lawrence, Woody, Wynn and Mr. Speaker—47.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Barney, Bellows, Brown of Rush, Burson, Collins, Crumpacker, Davis, Edwards, Evans, Favorite, Gossman, Harris of Madison, Haynes, Heighway, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Morgan, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Montgomery, McCord,

McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Reeder, Romine, Shaw Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Washburn, Waterman, Willett and Williams of Brown—50.

So the motion was not laid on the table.

The question recurring on the adoption of Mr. Burson's motion, Messrs. Walz and Bence demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Davison, Edwards, Emerson, Favorite, Gossman, Harris of Wayne, Haynes, Henderson, Horn, Jackson, Johnston of Dearborn, Keightly, Martin of Franklin, Martin of Wells, Marvin of Fountain, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Ribble, Shaw, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Washburn, Willet and Williams of Brown—40.

Those who voted in the negative were,

Messrs. Anderson, Barney, Bence, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Evans, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Heighway, Heller, Hopkins, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Marvin of Boone, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McFadden, Pfafflin, Ratliff, Ragan, Reeder, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Trusler, Twibill, Walz, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—55.

So the motion to strike out section 16 did not prevail.

The following message was received from the Senate, by the Section thereof:

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 389,

entitled "A bill increasing the capacity of the Indiana Hospital for the Insane by additional buildings, creating departments therein and declaring an emergency," with the following engrossed amendments, to-wit :

Amend by striking out all after the enacting clause and insert the following:

"That the Governor shall appoint during the present session of the General Assembly five commissioners of diverse politics who are hereby constituted a Board of Commissioners to superintend the location, letting and construction of two Asylums for the Insane, one north of the south line of the counties of Warren, Tippecanoe, Clinton, Tipton, Grant, Blackford and Jay, and one south of the north line of the counties of Sullivan, Owen, Clay, Monroe, Brown, Bartholomew, Decatur and Franklin. Said commissioners shall hold their office for the period of two years and until their successors are appointed and qualified.

SEC. 2. It shall be the duty of said Board of Commissioners, after a careful examination, to select in parts of the State herein before mentioned, suitable sites for the location of two Asylums for the Insane, which selections when made shall be reported to the Governor for his approval, and when approved by him, shall be the places at which said Asylums shall be located and erected. But if disapproved by the Governor, said Board shall without further delay on examination, select another site or sites, until the said Board and Governor shall agree on the places for the location and erection of said Asylums. *Provided*, That the said commissioners shall investigate the propriety and feasibility, looking both to the question of economy and the interest and health of the insane, of converting the Soldiers' and Sailors Orphans' Home into an Insane Asylum.

SEC. 3. When the places for the location of said asylums shall have been agreed upon, the said Board of Commissioners shall without delay, contract for the purchase of not exceeding one hundred and sixty acres of land not less than one nor more than two miles from the corporation limits of said cities respectively, at each location, which they shall purchase, to be deeded to the State of Indiana, or they shall receive donations of a sufficient amount of land not exceeding one hundred and sixty acres at either place of location on which to build said Asylums, said land to be deeded to the State

of Indiana, and may also receive donations to aid in building either of said Asylums, and shall thereupon advertise for proposals for the erection of said Asylums upon such plan, embracing offices and such other necessary buildings and fixtures as may be required to complete the establishments for the accommodation of the necessary officers, attendants and five hundred insane patients at each of said Asylums and the safe keeping thereof in not exceeding five newspapers, two of which shall be published in the vicinity of the location of such Asylums, and the others such as may be best calculated to call out competition in bids for the same, or if deemed best by said Board they may advertise and let portions of said edifices and buildings to different parties.

SEC. 4. At the time appointed in said advertisements for the examination of the bids for said work, the said Board shall meet at the city of Indianapolis, and they, together with the Governor, shall examine the bids and award the contract to the lowest responsible bidder, or they may award portions of said work to such bidders if they shall deem proper so to do, and upon the letting or lettings as aforesaid, a contract or contracts shall be entered into by the contractor or contractors with the said Board in the penalty of double the amount of contract price for the work to be performed, with good and ample security, conditioned for the honest and faithful performance of the work specified in the contract under the superintendence hereinafter named, and the contract so made shall be filed and carefully preserved in the office of Secretary of State; *Provided*, that neither of the Commissioners of the present Hospital for the Insane, the Superintendent, nor any of the officers or attendants, agents or employes thereof, or person connected therewith in any wise, nor any officer named herein, nor any relative of theirs or their wives, nor either of the Commissioners hereafter to be appointed by any provision of this act shall, contract for any portion of the work herein provided for or have any interest directly or indirectly therein.

SEC. 5. When the work is so let the Board of Commissioners aforesaid shall make out a written statement, under oath, setting forth the number of bids presented, the name of each bidder, the nature and amount of his bid and the action of said Board thereon, and shall state that neither of said Commissioners has received any bonus or gratuity of any nature or kind, or the promise thereof, in

connection with, or having reference to, said lettings of said contract or contracts, and that they are not in any way interested in the proposal received or the contract made, and such statement, with the proposals or bids, shall be filed with and kept by the Secretary of State.

SEC. 6. A competent and skillful person shall be selected by said Board, with the approval of the Governor, for each of said Asylums, who shall remain on the Asylum grounds and superintend the erection of said buildings and see that the work is well and faithfully done according to contract, and shall make monthly estimates of the work done, under oath, which estimates, when approved by said Board, shall be filed with the Auditor of State who shall draw his warrant upon the Treasurer of State for the amounts of said estimates, less ten per centum thereon, which amount of ten per centum shall remain unpaid until the work is fully completed and accepted by said Board, when the Auditor shall draw his warrant therefor.

SEC. 7. Said Board shall have the power to declare all contracts under this act void, when the work is not being done, or the materials furnished are not furnished in quality, or in the time stipulated for in the contract, and shall in such event relet the work upon the same terms, except as to notice as is provided in this act, and the substance of this section shall be set forth in each contract.

SEC. 8. The Board shall have power to remove at any time the person whose appointment is provided for in section six of this act.

SEC. 9. The Board of Commissioners and the person whose appointment is provided for in section six of this act, shall be allowed each five dollars per day for all the time necessarily employed by them in the performance of the duties required by this act, and all necessary traveling expenses; *Provided*, That no Commissioner shall receive more than two hundred dollars per annum for his services.

SEC. 10. In order to carry out the provisions of this act, there is hereby appropriated the sum of one hundred and fifty thousand dollars, for the year 1875, and two hundred thousand dollars for the year 1876, out of any money in the treasury not otherwise appropriated.

SEC. 11. The necessary expenses of said asylums, and the control and management thereof, shall be paid out of the State Treasury, under such regulations and restrictions as may be adopted by the Board of Commissioners, and as far as practicable in conformity with the practice and usages for the present Hospital for the Insane.

SEC. 12. The Board of Commissioners shall have authority to appoint a superintendent to take charge of the patients and hospital, to appoint a matron and such assistants and physicians, stewards and other officers as may be needed for the efficient and economical administration of the officers of the Asylum; *Provided*, That no one in any way related by birth or marriage, nearer than the fourth degree of consanguinity to any member of the Board, nor more than one of the same family shall hold any position of trust or profit, by appointment or otherwise, in connection with either of said asylums; and the compensation shall be the same as that now paid for similar services by the Hospital for the Insane.

SEC. 13. It shall be the duty of the Governor, as soon as any portion of said Asylum is completed and ready to receive patients, to make it known by proclamation, and patients may then be received and the same rules and regulations shall govern the receiving treatment and discharge of patients, as far as practicable, shall govern and be enforced by these asylums as now governed and are in force in the present Hospital for the Insane; *Provided, however*, That no patients shall be discharged from said Asylum until permanently cured; and provided, also, that the Governor and said Board of Commissioners shall prescribe such reasonable rules for the admission of patients as they may deem proper.

SEC. 14. All laws and regulations now in force in reference to the government of the present Hospital for the Insane, so far as the same are applicable to the government of said Asylums, are hereby continued in force.

SEC. 15. Whereas, an emergency exists for the immediate taking effect of this act, therefore the same shall take effect and be in force from and after its passage.

Also, amend the title of said bill to read as follows, to-wit:

An act to provide for the selection and procurement of sites for

two Hospitals for the Insane and for the erection of buildings thereon, and matters properly connected therewith.

And the same with amendments are herewith transmitted to the House for its action thereon.

Mr. Martin of Wells, offered the following amendment:

Amend by striking out "\$29,000," and insert in lieu thereof "10,000."

Mr. Martin of Wells, moved the previous question.

Which motion prevailed.

The question being on the adoption of the amendment, Messrs. Havens and Woody demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Collins, Davison, Emerson, Evans, Favorite, Fulk, Gossman, Harris of Madison, Haynes, Highway, Heller, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Leeper, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Romine, Shaw, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Washburn, Waterman, Willett and Williams of Brown—49.

Those who voted in the negative were,

Messrs. Anderson, Bence, Caldwell, Cantley, Charters, Clark, Crane, Crumpacker, Dale, Darnall, Forkner, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Hopkins, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Marvin of Boone, Miller of Parke, Miller of Vanderburgh, Morgan, McFadden, Pfaffin, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Trusler,
H. J.—76

Twibill, Walz, Williams of Lawrence, Woody, Wynn and Mr. Speaker—45.

So the amendment was adopted.

Mr. Woody moved to strike out section —, being the claim of Patrick Shannon.

Messrs Davis and Glasgow demanded the ayes and noes.

The question being, shall the section be stricken out?

Those who voted in the affirmative were,

Messrs. Anderson, Bearss, Brown of Jasper, Clark, Collins, Crumpacker, Darnall, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Heighway, Jackson, Johnston of Dearborn, Kennedy of Morgon, Lanham, Leeper, Lincoln, Megenity, McFadden, Nash, Osborn, Ragan, Reddick, Reno, Shaffer, Shortridge, Shugart, Smith, Snyder, Thompson of Henry, Trusler, Twibill, Woody and Wynn—39.

Those who voted in the negative were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Burson, Caldwell, Cantley, Crane, Dale, Davison, Davis, Edwards, Emerson, Harris of Madison, Haynes, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Keightly, Kennedy of Marion, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McMichael, Pate, Pyeatt, Pfafflin, Ramsey, Ratiiff, Reeder, Ribble, Romine, Roseberry, Shaw, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence and Mr. Speaker—56.

So the section was not stricken out.

Pending which, on motion of Mr. McMichael, the House adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

The House met pursuant to adjournment.

The Speaker in the chair.

The House resumed consideration of House No. 496, pending which the House adjourned this morning.

Mr. Martin of Wells offered the following amendment: Amend by striking out "\$1,320" and insert "\$100."

Which was not adopted.

Mr. Nash offered the following amendment: Amend by striking out "\$245.75" and insert "\$100."

Which amendment was laid on the table.

On motion of Mr. Forkner, section No. 31 was stricken out.

Mr. Clark moved to strike out section 32.

Which motion prevailed.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Burson, Collins, Havens, Jackson, Johnston of Dearborn, Marvin of Boone, Montgomery, McMichael, Nash, Osborn and Woody—17.†

Those who voted in the negative were,

Messrs. Anderson, Bellows, Bence, Caldwell, Cantley, Charters, Clark Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Johnson of Carroll,

Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, McFadden, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—76.

So the section was not stricken out. •

Mr. Helleer offered the following amendment:

SEC. —. That Reuben Daily be allowed the sum of twenty-four dollars (\$24.00), for services rendered as stenographer to the Committee on State Prisons.

Which was adopted.

Mr. Woody offered the following amendment:

Add Section —. That A. E. and W. H. Drapier be allowed the same price paid per page for the same number of copies of the Brevier Legislative Reports, furnished the State every session for the last eighteen years.

Which was laid on the table.

Mr. Davis moved to reconsider the vote taken on the section containing the claim of Matthew L. Brett.

Which motion prevailed.

Mr. Davis moved to strike out section 21.

Which motion did not prevail.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the Senate, to inform the House of Representatives, that the Senate has passed Engrossed House Bill No. 284,

entitled "A bill to provide for the incorporation of any public or private cemetery already laid out," etc.

Also, Engrossed House Bill No. 293, entitled "A bill to legalize the acts of County Commissioners in loaning and purchasing and conveying real estate," etc.

Also, Engrossed House Bill No. 367, entitled "A bill to legalize the official acts of the several Boards of Trustees of the town Chesterton, in Porter county, and to legalize the acts of incorporation thereof," etc.

Also, Engrossed House Bill No. 66, entitled "A bill declaring illegal and void agreements, to pay attorney fees contained in any bill of exchange," etc.

Also, Engrossed House Bill No. 6, entitled "A bill to legalize the incorporation of the town of Martinsville, and declaring an emergency," with the following amendments, to wit:

Also, Engrossed House Bill No. 410, entitled "A bill legalizing the acts of the Boards of Trustees of incorporated towns in certain cases," with the following amendments, to wit:

And the same, with engrossed amendments, are herewith transmitted to the House.

Amend by striking out all after the word "valid" in line 9, page 3, to the word "and" in line 14, page 3 inclusive.

Also amend by striking out the words "according to law," in line 10 page 4 and add the words "at the proper time."

Also, amend the title of the bill by striking out the words "orders, by-laws and ordinances."

On motion of Mr. Miller of Vanderburgh, the vote taken this morning on section 10, was reconsidered, and on motion of Miller of Vanderburg, the section was stricken out.

Mr. Caldwell moved to suspend the rules, consider the bill as engrossed, and read the bill a third time now.

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Collins, Crane, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, and Mr. Speaker—86.

Those who voted in the negative were,

Messrs. Bearss, Charters, Crumpacker, Gilbert, Havens, Heller, Kennedy of Montgomery and Woody—8.

So the rules were suspended and the bill read a third time.

House bill No. 496 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Clark, Collins, Crane, Dale, Darnall, Davison, Davis, Edwards, Evans, Forkner, Fulk, Gossman, Harris of Madison, Harris of Wayne, Haynes, Henderson, Hopkins, Horn, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone,

Marvin of Fountain, Miller of Parke, Morgan, McCord, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shugart, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—70. -

Those who voted in the negative were,

Messrs. Bearss, Burson, Charters, Crumpacker, Emerson, Gilbert, Glasgow, Harper, Havens, Heighway, Heller, Jackson, Johnston of Dearborn, Lincoln, Megenity, Miller of Vanderburgh, Montgomery, McFadden, McMichael, Nash, Reddick, Reno, Shortridge, Smith, Taylor of Tipton, Trusler, Twibill and Woody—28.

So the bill passed.

The Chair made the following closing remarks:

Gentlemen of the House of Representatives:

A long established custom has imposed upon the Chair, at the opening of the session, a few words of instruction and welcome, and at its close, of parting and good-bye. The vacant seats which we see upon the floor admonish us that our labors are nearly finished. The official acts of the Assembly are almost completed, and soon will become a part of the history of the State. It is sometimes asked during the session of a General Assembly, what is the Legislature doing? or at its adjournment, what has the Legislature done? And this with an air as if the whole government of the State depended upon the action of a particular Assembly; as if the people had not been living under a system of constitutions and laws for more than half a century; as if we had had no predecessors in this place, and were to have none to follow after it; as if this Legislature were to be the first or the last that was ever to be holden. This view of legislative functions is, to say the least of it, a very crude one. The General Assembly is convened to take into consideration the public interests and condition of the State and of the numerous and important institutions supported and maintained as a part of its organization. This consideration is its first duty, whether

anything else be done or not, and much time and labor is necessary or the faithful performance of that duty. We did not convene otherwise to do any allotted task, or to solve any particular problem, or to do any special work, but, by comparison of views and an interchange of opinions, to ascertain what the will of the people was, as here represented, and to give that will a legal expression. Has the will of the people concerning our present condition and the current topic of legislation had a free and fair expression in the course of our deliberations? In my judgment it has. What has been done has been done because the popular will demanded it, and what has been left undone, be it much or little, has been left undone because the popular will did not, at this time, require its accomplishment. There is no impartial judgment of the conduct of a deliberative body which will not be determined as much by its non-action as by its action.

There are some of us, no doubt, perhaps many of us, who will leave this hall with regrets that we have not accomplished the best or what we deemed the best, for the people or the state; but I trust that not one of us will retire without the consciousness of having tried to do all that we thought best for the public interest. This consciousness is, after all, the highest reward which one may hope to gain from the discharge of the duties of a public station. It may be the safest shield against the attacks of malice, it may disarm envy, and may, in time, silence the tongue of slander itself.

Gentlemen, we have met here for the most part as strangers to each other; it is to be hoped that we part not only as acquaintances, but as friends. At such a time we may forget the differences of the hour, however heated and impassioned, and remember only the associations and friendships which have grown among us.

The chair claims by no means to be infallible. In the hurry and dispatch of business errors may have occurred which he would have gladly avoided. For all such he craves the pardon of the house. He can not allow this occasion to pass without expressing the sincere obligations he is under toward the members of the House for the uniform courtesy and kindness which has marked their intercourse with him. He hopes that when the gavel falls for the last time, it may be greeted not only as the signal of adjournment, but as a token of the personal good wishes of the Speaker toward every officer and member of this body. That their future course in life may be prosperous and happy, and that they may have safe return to their friends, their families and their homes.

Mr. Kennedy of Montgomery offered the following resolution :

Resolved, That the thanks of this House are due, and are hereby tendered, Hon. David Turpie for the able and impartial manner in which he has discharged the duties of Speaker during the present session.

Which was adopted.

Mr. Davis was called to the chair.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has concurred in Engrossed House amendments to Senate Bill No. 77.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House acts Nos. 200, 153, 224.

And the same are herewith transmitted to the House.

On motion of Mr. Collins, the message from the Senate, together with engrossed amendments, were taken up, and the amendments to House Bill No. 101, 410 and 6 were concurred in.

Engrossed House Bill No. 445, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Davis,

Edwards, Favorite, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Havens, Haynes, Highway, Hopkins, Jackson, Johnston of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Marvin of Boone, Marvin of Fountain, Miller of Vanderburgh, McFadden, Nash, Pate, Pfafflin, Ratliff, Ragan, Reeder, Reno, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Twibill, Washburn, Williams of Lawrence, Woody and Wynn—53.

Those who voted in the negative were,

Messrs. Bence, Brown of Jasper, Burson, Caldwell, Cantley Dale, Emerson, Evans, Forkner, Gossman, Harris of Madison, Heller, Henderson, Horn, Johnston of Dearborn, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Osborn, Pyeatt, Ramsey, Reddick, Romine, Shaw, Thompson of Marion, Trusler, Walz and Williams of Brown—36.

So the bill passed.

On motion of Mr. Heller, Engrossed Senate Bill No. 112, was read a third time and, placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Barney, Bearss, Brown of Jasper, Burson, Caldwell, Cantley, Clark, Collins, Crumpacker, Darnall, Davison, Davis, Emerson, Evans, Forkner, Glasgow, Highway, Heller, Hopkins, Horn, Johnson of Carroll, Keightly, Kennedy of Montgomery, Leeper, Martin of Wells, Miller of Vanderburgh, McMichael, Osborn, Pate, Pfafflin, Ratliff, Ragan, Reddick, Reeder, Shaffer, Shortridge, Shugart, Snyder, Taylor of Tipton, Washburn, Waterman, Willett and Williams of Lawrence—47.

Those who voted in the negative were,

Messrs. Arnold, Bence, Brown of Rush, Dale, Edwards, Favorite, Fulk, Gilbert, Gossman, Harper, Harris of Madison, Havens,

Haynes, Henderson, Jackson, Johnston of Dearborn, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, Nash, Pyeatt, Reno, Ribble, Romine, Roseberry, Shaw, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Brown, Woody and Wynn—45.

So the bill failed to pass for want of a constitutional majority.

On motion of Mr. Havens the House adjourned until 7 o'clock this evening.

EVENING SESSION.

The House met pursuant to adjournment.

In the absence of the Speaker, Mr. Davis was called to the chair.

Mr. Keightly introduced

Joint Resolution No. 12. A joint resolution in relation to the two per cent. claims of Ohio, Indiana and Illinois, now pending before Congress, and authorizing the Governor to appoint an agent of the State to prosecute the same.

Which was read a first time.

Mr. Heller moved that the rules be suspended that the Joint Resolution be read a second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Burson, Cantley, Charters, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert,

Gossman, Harper, Harris of Wayne, Havens, Haynes, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Law, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McFadden, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Waterman, Williams of Brown and Williams of Lawrence—68.

No one voting in the negative.

So the rules were suspended and the Joint Resolution read a second time.

Mr. Williams of Brown, from the Committee on County and Township business, submitted the following report :

MR. SPEAKER :

The Committee on County and Township Business, to whom was referred House Bill 487, have had the same under consideration, and directed me to report the same back to this House with the recommendation that it lie on the table for the reason that a bill has already passed this House embracing substantially the same thing as this bill.

Which report was concurred in, and bill so ordered.

Senate Bill No. 281 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bence, Brown of Jasper, Burson, Caldwell, Cantley, Charters, Clark, Crumpacker, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Harper, Harris of Wayne, Havens, Haynes, Heller,

Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Law, Lincoln, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Montgomery, Morgan, McFadden, Pate, Pyeatt, Pfafflin, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Smith, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Twibill and Washburn—60.

Those who voted in the negative were,

Messrs. Brown of Rush, Dale, Glasgow, Gossman, Johnston of Dearborn, Martin of Franklin, McCord, Osborn, Ramsey, Reddick, Reno, Snyder, Thomas, Trusler, Waterman, Williams of Brown, and Woody—17.

So the bill passed.

Engrossed Senate Bill No. 124 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—89.

So the bill passed.

Engrossed Senate Bill No. 344, was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Caldwell, Charters, Clark, Crumpacker, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gossman, Havens, Haynes, Highway, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Osborn, Pate, Pyeatt, Pfafflin, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Twibill, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—67.

Those who voted in the negative, were,

Messrs. Cantley, Dale, Glasgow, Harper, Law, Martin of Wells, Megenity, McMichael, Ramsey, Reno, Shaw, Taylor of Tipton, Trusler and Walz—14.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 403, entitled "A bill legalizing the incorporation of the town of Tipton and the official acts of the several Boards, etc."

Also, Engrossed House Bill No. 26, entitled "A bill relating to and prescribing some of the duties and liabilities of, the Clerks of the several Courts of the State, etc."

Also, Engrossed House Bill No. 67, entitled "A bill authorizing change of name in certain educational institutions," with the following amendments, to-wit:

Also, Engrossed House Bill No. 89, entitled "A bill to authorize the organization of Boards of Trade and other commercial organizations," with the following amendments, to-wit:

Amend by striking out the words "and style" wherever they may occur therein.

Amend section 1, by inserting after the word "persons," in line 4, the words "not less than ten."

Also amend, by inserting after the word "acknowledged," in line 6, the words "by them."

Also amend, by striking out all between the word "deeds," in line 9, and the word "specifying," in line 11.

Also amend, by inserting after the word "specifying," in line 11, the word "therein."

Also amend, by striking all between the word "the," in line 16, and the word "to," in line 18, and inserting in lieu thereof the following: "names and number of the officers to be elected."

Also amend, by inserting after the word "association," in line 20, the following: "and the manner of their election."

Also, amend section three by inserting after the word "thereof," in line eleven, the following: "As against the subscribers of such articles of incorporation."

Also, amend section six by inserting after the word "shall," in line two, the following words: "In the manner specified in its articles of incorporation."

Also, amend by inserting after the word "be," in line ten, the words "kept correct."

Also, amend by inserting after the word "of," in line eleven, the word "all."

Also, amend by inserting after the word "expenditures," in line twelve, the words "of such corporation, and semi-annually a balance sheet, containing a full, true and complete account of all such receipts and expenditures shall be made out, signed by the President, attested by the Clerk or Secretary, and recorded in a book to be kept for that purpose, and such book and all other books in which the accounts of such corporation may be kept, shall be during business hours open to the examination and inspection of the members thereof."

Also, amend by inserting after the word "send," in line thirteen, the word "and."

Also, amend by inserting after the word "send," in line sixteen, the following: "And verified by the affidavit of such President or Clerk thereto annexed."

Also, amend section eight by striking out the word "under," in line nine, and inserting in lieu thereof the word "no."

Also, amend section nine by adding the word "company" to the last line thereof.

And the same with the amendments are herewith transmitted to the House.

Senate Bill No. 259, was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Harper, Harris [of Wayne, Havens, Heighway, Heller, Hopkins, Horn, Jackson, Johnson of Carroll Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin

of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Trusler, Walz, Washburn, Waterman, Williams of Brown and Williams of Lawrence and Wynn—79.

Those who voted in the negative were,

Messrs. Bellows and Thompson of Henry—2.

So the bill passed.

Engrossed Senate Bill No. 75, was read a third time and placed on its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, and Wynn—80.

Those who voted in the negative were,

Messrs. Crane, Crumpacker, Horn, Leeper and McCord—5.

So the bill passed.

H. J.—77

Engrossed Senate Bill No. 305 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Davis, Edwards, Evans, Forkner, Fulk, Gilbert, Gossman, Harper, Haynes, Heighway, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence and Woody—76.

Those who voted in the negative were,

Messrs. McMichael, Reddick, Shaw, Snyder and Trusler—5.

So the bill passed.

Engrossed Senate Bill No. 308 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Heighway, Heller,

Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—87.

No one voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 199 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Anderson, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Davis, Emerson, Evans, Favorite, Forkner, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Woody, Wynn and Mr. Speaker—84.

Those who voted in the negative were,

Messrs. Darnall, Edwards and Williams of Brown—3.

So the bill passed.

Engrossed Senate Bill No. 218 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Bence, Brown Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugar Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—87.

Those who voted in the negative were,

Messrs. Jackson and Law—2.

So the bill passed.

Engrossed Senate Bill No. 297 was read a second time and passed to its third reading.

Engrossed Senate Bill No. 101 was read a second time and passed to its third reading.

Engrossed Senate Bill No. 178 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Clark, Collins, Crane, Crum-packer, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity Miller of Park, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Marion, Trusler, Twibill, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—87.

Those who voted in the negative were,

Messrs. Taylor of Tipton, and Thompson of Henry.—2.
So the bill passed.

Engrossed Senate Bill No. 246 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Dale, Darnall, Davison, Davis, Edwards, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne,

Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—88.

No one voting in the negative.

So the bill passed.

The Senate amendment to House Bill No. 67 was concurred in.

The Senate amendment to House Bill No. 89 was concurred in.

The amendment to Senate Bill No. 144 was concurred in.

Engrossed Senate Bill No. 144, was read a third time and, placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davis, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburg, Montgomery, Morgan, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw,

Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody and Mr. Speaker—80.

Those who voted in the negative were,

Messrs. Davison, Harris of Madison, Johnston of Dearborn, Law, Martin of Franklin, Williams of Brown and Wynn—7.

So the bill passed.

Engrossed Senate Bill No. 105 was read a third time and placed on its passage.

The question beeing, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Clark, Collins, Crane, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Martin of Franklin, Miller of Vanderburgh, McFadden, Osborn, Pate, Pyeatt, Ribble, Romine, Roseberry, Shortridge, Shugart, Taylor of Daviess, Thomas, Thompson of Henry, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—63.

Those who voted in the negative were,

Messrs. Crumpacker, Fulk, Harris of Madison, Heller, Henderson, Horn, Law, Lincoln, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Nash, Ramsey, Reddick, Reno, Shaw, Smith, Snyder, Thompson of Marion, Trusler and Williams of Brown—26.

So the bill passed.

Engrossed Senate Bill No. 255 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Bearss, Bellows, Burson, Crane, Darnall, Davison, Davis, Emerson, Forkner, Glasgow, Harper, Heighway, Henderson, Jackson, Lanham, Lincoln, Osborn, Pate, Pyeatt, Pfafflin, Ribble, Shaw, Shortridge, Shugart, Smith, Taylor of Tipton, Twibill, Washburn, Williams of Lawrence, Woody, Wynn and Mr. Speaker—32.

Those who voted in the negative were,

Messrs. Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Clark, Collins, Crumpacker, Dale, Edwards, Evans, Favorite, Fulk, Gilbert, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Hopkins, Horn, Johnston of Dearborn, Keightly, Kennedy of Morgan, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McMichael, Nash, Ramsey, Reddick, Reno, Romine, Roseberry, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Waterman, Willett, and Williams of Brown—54.

So the bill failed to pass.

Engrossed Senate Bill No. 293 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Clark, Collins, Crahe, Crumpacker, Dale, Darnall, Davison, Davis, Evans, Favorite, Fulk,

Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lauham, Leeper, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Ramsey, Reno, Ribble, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—75.

Those who voted in the negative were,

Messrs. Arnold, Edwards, Law, Lincoln, Pyeatt—4.

So the bill passed.

On motion of Mr. Davis, the House adjourned until to-morrow morning at 9 o'clock.

DAVID TURPIE,
Speaker.

SATURDAY MORNING.

MARCH 6, 1875, 9 O'CLOCK.

The House met pursuant to adjournment. In the absence of the Speaker, Mr. Marvin of Boone, was called to the chair.

The Journal of yesterday was read in part, when, on motion of Mr. Collins, the further reading thereof was dispensed with.

Mr. Heller submitted the following report from the Sub-Committee on State Prison, South :

REPORT.

MR. SPEAKER:—The majority of your Joint Sub-Committee, appointed to investigate the affairs of the Indiana State Prison, South, beg leave to submit the following report :

Your Committee went to Jeffersonville on the 12th ult., and immediately proceeded to examine the condition of the Prison, which was found to be ordinarily good, but there is room for improvement in the discipline and sanitary arrangements; much more filth being found in and about the grounds and yards than could be from necessity. To this may, in part at least, be attributed the unusual mortality of the past year among the convicts.

The next, and succeeding day until noon, were devoted to the examination of the Warden's vouchers, but without concluding this part of the investigation, the Committee were compelled to return to Indianapolis. Subsequently a Sub-Committee composed of Messrs. Heller, Bellows, Leeper, of the House of Representatives, and Messrs. Friedley, Johnson, Howard, of the Senate, was appointed to continue the investigation, and returned to Jeffersonville on the 24th ult., and from that time until the 3d inst. was most assiduously and continuously at work.

All the books of the Prison, and about fifty witnesses, were examined; and while the time, which could be devoted to the subject, was not sufficient to enable the Committee to complete the investigation or make it as thorough as could be desired, yet much evidence and information, in reference to the condition of the affairs of the Prison, were obtained. In some instances, through the evident disposition of witnesses not to reveal the whole truth, much delay was occasioned, and more witnesses were required to be summoned than would otherwise have been necessary. This was particularly so with some of the officers and employes of the Prison, notably of whom were A. L. Munson, Director, A. M. Luke, Deputy Warden, Patrick Malony, Guard.

It is a matter of great regret that the evidence of the Warden, Col; Shuler, could not be obtained, he being too ill to come before the Committee; but with all the disadvantages with which it had to contend, the labors of the Committee were successful in discovering frauds and peculations, useless wastes of money, and criminal misappropriation of the property of the State. This has continued throughout the administration of the present Warden, but

has been much greater in the last three years than previously. They have not been confined to the Warden, but have been participated in by Directors, Warden, Deputy Warden, Moral Instructor, and others, as will be more particularly shown hereafter.

Your Committee report herewith the oral testimony taken which, together with the vouchers and books of the Prison, are the basis of the conclusions it has reached; but the vouchers and books are the principal sources of the information obtained, and certainly must be considered good evidence against those who made and had the custody of them.

Colonel Lawrence S. Shuler became Warden January 1st, 1869. His first official act was an unauthorized expenditure of the State's money. On the 31st of December, 1868, one day before he became Warden, he drew on the State Treasurer, in favor of Hall, Semple & Co., for \$2,235.08 to pay for certain extensions to their shops in the prison. These had been made by Hall, Semple & Co., under a verbal agreement with Colonel Meriweather, Colonel Shuler's predecessor, that, at the expiration of their contract, which would be in 1871 or 1872, the State would pay for them, at a valuation, excluding furnaces and fixtures. Colonel Shuler had no right to pay for them two or three years before the time agreed on, without any valuation, and thereby assuming all risks of fire, wear and tear of the buildings, and losing the use of that amount of money, without deductions for interest. It is true that the voucher is dated January 1st, 1869, but it is conclusively shown that it was made December 31st, 1868.

In February, 1869, Colonel Shuler again drew on the State Treasurer for \$2,500. No appropriation for the use of the prison for 1869 was made by the Legislature until April 29th, 1869, at the special session. These drafts, aggregating \$4,735.08, were paid from the appropriation for 1868 and which had not been need or used by Colonel Meriweather during that year, but which should have been covered into the Treasury as not being required for the purposes of its appropriation. On April 29th, 1869, the Legislature appropriated \$5,000 for the use of the prison for the year 1869, and doubtless it was intended that it should be all which the Warden should expend from any special appropriation for that year. But Colonel Shuler charges himself with receiving from the State Treasury for that year, \$7,500, and does not in any way account for the \$2,235.08 which was drawn in favor of Hall, Semple & Co.,

and possibly the fact that it was drawn without authority, accounts for the other fact: that he does not account for it.

The predecessor of Colonel Shuler was allowed about twenty-five dollars per annum to pay for the trouble of entertaining visitors; they were permitted to have the offal and slops from the prison kitchen, and the use of the Warden's house and premises free of rent. These, except the house and premises, were, to say the least of doubtful legality or propriety, when it is remembered that the law governing the prison provides that no officer shall receive any allowances or compensation for his services except his salary, fixed by law; but as it has been a precedent of long continuance, your Committee will concede his right to receive them without any fraudulent intent. But the reception of any more than these must be taken to have been fraudulent and illegal, because done without any sanction of law or precedent.

Colonel Shuler has received for entertaining visitors \$200.00 per annum for four years, and \$400.00 per annum for the other two years while he has been Warden. Also, \$200.00 for losses sustained, but from or when can not be ascertained. He has obtained supplies and provisions for the use of his family and a large number of boarders from the stores belonging to the State; he has used the forage of the State to feed his horses, mules, cattle, hogs, and sheep; he has taken the brick, stone, lumber, and other materials belonging to the State to build houses on his ground and private account, fifteen of which houses were principally built from such materials; he has used the labor of a large number of convicts in the erection of houses, filling ponds, grading streets, alleys, and walks, digging cisterns, making fences, taking care of his stock, and as family servants; he has had his horses shod at the State blacksmith shop; he has had a horse and buggy, saddle horse and carriage and pair of horses for the use of himself and family; he has appropriated the hides and tallow of beeves and sheep slaughtered for the use of the Prison; he has furnished his house in most magnificent style throughout with very costly furniture, carpets, lambrequins, curtains and china ware; he has erected a green house and filled it with the rarest plants, flowers and exotics; he has erected a water fountain and deer park, supplied himself with costly flower vases and pots, torn down a good and commodious stable, barn and carriage house to make room for his green house and improve the beauty of his yard and flower garden; he has erected stables, barns and out houses seven times as large as the State

required in order to accommodate his own horses, mules, hogs, sheep, and beef, and blooded cattle; he has received \$1,500.00 per annum for three years under a contract with the Southwestern Car Company to clear away the debris and rubbish from the Company's shops, using therefor a team owned by the State, driven by a man hired by the State; he has received \$200.00 per annum for three years under a contract with the same Company for hauling materials from the Company's lumber yard to the shops, using therefor a mule belonging to the State, driven by a convict, and trucks owned by the Car Company; he has purchased cattle for the use of the Prison on his private account, sold them to himself as Warden, taking a voucher to himself for his pay, without ascertaining the weights, only guessing what they were worth, when if the amount guessed were too large, it would be to his advantage.

This would seem a very severe arraignment of Col. Shuler, but it contains the facts, which are fully sustained by the evidence.

But besides the foregoing there have been other frauds and misappropriations of the money and property of the State, which did not enure to the benefit of the Warden. A. L. Munson, Director, received from the Warden \$115.00 expenses to Indianapolis, and \$40.00 for attending a Prison Congress at St. Louis. B. F. Hill, another Director, is connected with a large sale of flour to the Prison, purchased at an exceedingly high price, at a time of the year when flour is always the highest, and the amount of this lot was entirely too large, being more than sufficient to last until another crop of wheat would come into market.

John Kirk, the other Director, is indirectly connected with the purchase of a horse at \$255.00, when the State had more horses than it required, and when a horse costing \$125.00 less would have answered all the purposes for which that one has been used. John W. Sullivan, the Moral Instructor, received \$200.00 for attending a Prison Congress at London, England, and \$40.00 for attending another at St. Louis. A. M. Luke, the Deputy Warden, has had his cows fed at the State stables from State forage. In 1872, E. H. Green and Michael Whalen, two of the guards, became candidates for offices, the one for State Senator and the other for Sheriff of Clarke county, and both were absent from their duties more than two months, yet the Warden paid both their salaries for the time they were absent, at the rate of sixty dollars each per month.

Your Committee could not ascertain the value of all these ille-

gal and fraudulent uses and misappropriations of the money and property of the State, or what the State has actually lost thereby, but it is enabled to approximate very nearly to what is the value and loss. The amounts are enormous, as the following figures will show, the correctness of most of which is susceptible of demonstration. They only contain those items which have not been received by other wardens and officers, and are clearly without precedent and illegal.

| | |
|---|------------|
| Allowance for entertaining visitors (certain)..... | \$1,450 00 |
| Allowances for losses (certain) | 200 00 |
| Horse and buggy (certain)..... | 500 00 |
| Carriage (certain)..... | 500 00 |
| Two horses for carriage (certain)..... | 505 00 |
| Saddle horse (certain) | 175 00 |
| Brick, stone and material from old cell house (approx- imated) | 700 00 |
| Brick from wall 25 by 30 by 2½ feet (approximated)..... | 150 00 |
| Brick and material from old store house (approximated).. | 125 00 |
| Lumber and material from warehouse (certain)..... | 400 00 |
| Convict labor building 15 houses (approximated) | 750 00 |
| Convict labor filling ponds, grading, etc., (approximated) | 500 00 |
| Convicts taking care of stock, 6 years, (approximated) .. | 2,160 00 |
| Supplies, provisions, etc., for family and boarders (approx- imated) | 3,000 00 |
| Horse-shoeing at State blacksmith shop (approximated).. | 50 00 |
| Green-house plants, flowers, vases, pots, etc., (certain) ... | 1,000 00 |
| Removing stable to make room for greenhouse (approx- imated)..... | 100 00 |
| Extensions to stables and barns, etc., (approximated)..... | 800 00 |
| Cost of feeding his horses and mules, (approximated)..... | 2,400 00 |
| Cost of feeding cattle, hogs and sheep, (approximated)... | 3,500 00 |
| Gardeners to cultivate flowers, etc., (approximated)..... | 1,800 00 |
| Hides taken from beef, cattle and sheep (approximated).. | 1,000 00 |
| Tallow and grease taken from cattle and sheep, (approx- imated) | 3,300 00 |
| Contracts with car company, 3 years, (certain)..... | 5,100 00 |
| Amount paid to Munson, (certain)..... | 155 00 |
| Amount paid to Sullivan, (certain)..... | 240 00 |
| Amount, excess paid for horse to Kirk, (certain)..... | 125 00 |
| Amount paid to Green & Whalen, (certain)..... | 300 00 |

| | |
|---|----------|
| Amount paid for furniture, (certain)..... | 2,609 00 |
| Amount paid for carpets, etc., (certain)..... | 1,344 62 |
| Amount paid for chinaware, (certain)..... | 174 00 |

Making in the aggregate on those items, \$35,112,62, which should have been saved the State. It will be born in mind that all those expenditures, (illegal and unnecessary, as they were,) were made at times when the prison was in debt, and the guards and employes in great need of, and begging for their salaries, the prison being almost always several months in arrears with them; but their appeals were unheeded by the Warden and Directors.

The amount of \$21,577 is reported by Colonel Shuler to be the expenditures for the repairs of the prison for 1874. It will not be forgotten that he reports \$17,000, as being the amount used in the same way in 1873. Your committee has not succeeded in ascertaining how this very large sum was expended in 1874, and for want of time, did not attempt to ascertain that for 1873. The officers of the prison when examined on the subject, spoke generally of improvements in the Warden's house, blacksmith shop, foundry, and the erection of steam and washing apparatus and repairs of streets near the prison. No new shops or buildings have been erected in the prison; no extensive repairs of any kind have been put on any of the buildings, or any considerable expenditure made in any one place about the prison, and the way the books have been kept it is impossible to itemize all these expenditures, but the committee viewed the places where the improvements are said to have been made, and think they should not have cost more than \$8,000, and more than half of those were for the comforts, conveniences, and pleasures of the Warden and his family. The streets which were repaired are part of the town of Clarksville, and it was not incumbent on the officers of the prison to repair them. That in the front of the prison is used by the contractors and all others having business at the prison, and has been so ever since the prison was erected but this is the first time the Warden has ever claimed credits for any such repairs. That at the rear of the prison, was never used by those having business at the prison, and was unquestionably repaired, because Col. Shuler wanted the earth taken from it to fill a pond of his, which was near by. But these repairs should not have cost the State more than \$200 in money, the labor having almost all been done by convicts and teams belonging to the State. Col. Shuler's report for 1869 shows that the prison was within a

few hundred dollars of being self-sustaining that year, when the average receipts for convict labor was forty-four cents per day for each convict employed on the contracts. In 1873 and 1874 the receipts for convict labor was sixty cents per day for each convict employed on contracts. The difference in the amounts received for convict labor in 1869 and in 1873 and 1874, on the average number of convicts employed on contracts, is about \$14,500 per annum in favor of the last years, yet in 1873 the deficit in paying the expenses of the prison was very large, and in 1874 much larger, amounting to \$16,191. Now take the deficit for 1874, \$16,191, add to that the greater amount received in 1874 for convict labor, \$14,500, and again add to that the amount appropriated by the Legislature for the use of the prison for that year, \$7,000, and we have the sum of \$37,691, as being the amount, according to Col. Shuler's report, which the prison lacked of being self-sustaining in 1874. Or, in other words, it has cost the State more than \$36,500 more to sustain the prison in 1874 than it did in 1869. But the evidence shows that instead of the deficit in 1874 being \$16,191, it was really \$19,402, and instead of the cost of sustaining the prison in 1874 over that of 1869, being about \$36,500, it was actually more than \$39,700. These figures show enormous misuses of the State's money and property, and a most criminal abuse by the officers of the prison of the confidence reposed in them by the State.

Another fact presented by an examination of Col. Shuler's annual reports, is that they clearly show that the labor of the convicts taken by him for his private purposes, is a direct and very great loss to the State. In 1869 the number of convicts working for the contractors, excluding fifteen women not employed on contracts, was $86\frac{1}{2}$ per cent. of the whole number of the convicts; in 1873 it was 79 per cent. of the whole number; and in 1874 it was 81 per cent. of the whole number, being $7\frac{1}{2}$ per cent. more employed in 1869 than in 1873, and $5\frac{1}{2}$ per cent. more than in 1874. That $5\frac{1}{2}$ per cent. of the convicts would be an average of at least sixteen per day, making a total in dollars which the Warden has kept from the State, by having the convicts employed for himself, instead of by the contractors, in 1874, of at least \$3,000, and a much larger amount in 1873. As a matter of course it is assumed in these calculations that the same number of convicts is employed each year in the kitchen, cell houses, wash houses, hospital, etc., of the prison, and necessarily not employed on the contracts.

The Warden's reports show most remarkable differences in the

various years in the accounts for "fuel and lights." In 1869 the expenditure on this account was \$1,991.53; in 1870, \$3,249.31; in 1871, \$3,629.30; in 1872, \$3,263.38; in 1873, \$4,598.83; and in 1874, \$2,167.22. There is no reason why such differences as these should exist. Fire and lights were in all those years required in the same places, and there is no apparent reason why in 1870 the cost of fuel and light should have been \$1,257.58 more than in 1869; in 1871, \$1,637.99 more than in 1869; in 1872, \$1,252.07 more than in 1869; in 1873, \$2,607.52 more than in 1869; and in 1874, \$155.91, only, more than in 1869. Since 1872 the rate he has paid for gas has been eighteen per cent. less than in 1869, and the fluctuations in the price of coal have not been sufficient to occasion any very great variations in the amounts which would be paid each year for that article. Besides the Warden has put the State to very great expense in erecting steam cooking, heating, and washing apparatus, for the reason, as he claimed, that they would be the means of saving large quantities of fuel; and yet after all these expenditures and improvements have been made, the fuel and light account has every year been greater than in 1869; in 1873 being more than 100 per cent. greater, and for the five years since 1869, aggregating the sum of \$6,911.07. These differences could not possibly have been the results of fluctuations in prices, and can not be accounted for on any principles of economical expenditure and use of the State's money.

Another astonishing and unnecessary expenditure of the State's money, is in the items of attorney fees, and court costs and expenses. From 1856 to 1869 the amount paid by the Warden for such items was \$940.00, and from January 1, 1869 to December 15, 1874, the amount has been \$3,081.65, without considering the amount to be paid to Houk & Tuley, and Jas. K. Marsh, as hereafter detailed.

A very large proportion of the payments were made without the least shadow of legality, and must be considered a wanton waste of the funds of the prison. The vouchers to Houk & Tuley, amounting to \$1,985.65, was principally made in an action of Howard & Reed vs. the Auditor of State, in which the State was the real party, and the officers of the prison may have been personally interested, and for the defence of that interest, should have used their private monies, but officially, they were not concerned or parties, and had no right to pay fees with the money of the people. The sum of \$500.00 was expended to pay the expenses in an action of Platt vs. Kirk, in which the question of which was entitled to be a Director

of the Prison was determined. The action concerned only those two; involved more private than public rights and interests; and it was beyond the legitimate powers or duties of the Directors and Warden to pay the expenses of this litigation. In May, 1874, some convicts attempted to escape, and killed one of the guards. It was but right that they should be prosecuted and punished; and it would be only reasonable that the Prosecuting Attorney of the Criminal Court should be assisted by some one of ability. Col. Shuler and Director Munson say the Governor and Attorney General were consulted, and advised the employment of G. W. Friedley to aid in the prosecution, which was proper; but in addition to his services, those of Houk & Tuley and Jas. K. Marsh have been employed in the prosecution. Friedley has been paid \$600.00 for his services, and it is reasonable to assume that the firm of Houk & Tuley, and Mr. Marsh, will expect equal amounts for their services, which will make the sum of \$1,800.00 expended by the prison in prosecution, which is a much larger sum than was advisable or necessary, and \$1,200.00 of it has been or will be a needless waste. The other fees paid to Houk & Tuley were, to say the least, exorbitant charges for the services performed. The debts of the prison have increased astonishingly since the 15th of December, 1874, the date of Colonel Shuler's last report. According to his report they then amounted to \$16,991.00, which must be considered extraordinarily large, and is without precedent in the history of the prison, when no more than the usual repairs and expenses have been incurred; but the evidence of the Prison Clerk shows that the debts at that time really were as much as \$19,402.00 and possibly greater than that. A statement of the debts at the 1st of February, 1875, was required to be furnished by the Clerk, and that shows that the debts of the prison, at that date, amounted to the enormous sum of \$36,968.63. George B. Cooper, an architect, was employed to superintend improvements and repairs in the prison at an expense of \$1,488.00, which was entirely unnecessary. The work which he planned could have been laid off and executed by any ordinary mechanic, it being anything but complicated, and within the comprehension of any one of medium capacity, and requiring no extra mechanical skill in its execution.

The payments made to Munson, the Director, and Sullivan, the Moral Instructor, were entirely illegal and must have been known to them to be so. Munson says the payment of \$115.00 was not made for official services, gives no further explanation of the mat-

ter, and did not regard the practice as being very rare or very wrong. Sullivan says he took \$240.00 because it was given to him. He knew the money was not rightfully the Director's and Warden's to give; knew that it came from funds belonging to the State; knew that to take it from the purposes for which the State designed it, was illegal, and knew that it was needed for the purposes for which the law designed it; but with all this knowledge he took that to which he had no right, from persons to whom it did not belong, excluding the rights of others who were entitled to it, and used it for purposes of personal gratification.

An excessive show of virtue is always a circumstance creating a suspicion of dishonesty in the minds of even ordinarily shrewd men.

It will be observed that your Committee has given Col. Shuler more prominence than the Directors, when alluding to the frauds, peculations, wastes and misappropriations, in the administrations of the affairs of the Prison, but this has only resulted from the fact that he was the executive officer, and in that way directly connected with all of them. In a few instances he acted under the orders of the Board of Directors, and in all, if they performed their duties as required by law, in the examination of his accounts and generally looking after the business of the Prison, they must have been present and consented to his acts. But in all cases, where the acts were illegal, it can not be said that the consent or order of the Directors relieved the Warden of responsibility, as he would then be a participant with them and they with him in such illegal transactions. When the act was illegal he should have refused to execute their orders and they should have refused to approve his doings. Hence, the conclusion is inevitable, that in all these frauds, peculations and misuses of the States' money and property, from January 1, 1869, until the present time, the Directors and Warden have been equally guilty of violations of the public trust and regardless of their official duties and responsibilities. But in many instances the Directors and other officers have participated with him in the results of these illegal acts, and sometimes reaped all the benefits arising therefrom, and in all such their criminality equals or exceeds his.

Whenever public trusts are violated, and public servants shown to have been unfaithful, and unworthy of the confidence of the people, they should be exposed, and visited with the righteous condemning judgments of those having the supervision of their acts,

and representing the people, who are always affected and interested; and these judgements should be "as certain as death, and as relentless as the grave;" for otherwise there would be no security for the people, and the faithless conduct of their servants would result in taxing them beyond their ability to pay, and render them miserable only to benefit those who are preying and fattening on their hard earned acquisitions.

Such, it is shown, has been the faithlessness of the officers of the Indiana State Prison, South, and your committee does not hesitate to invoke the aid of the strong arm of this legislature in ousting all of them from their positions of honor, trust, and much profit, which they have so shamefully abused, and replace them with others who, it is hoped, will be more faithful.

Your committee most respectfully and earnestly present the following recommendations:

First. That A. L. Munson, Director, L. S. Shuler, Warden, A. M. Luke, Deputy Warden, and John W. Sullivan, Moral Instructor, be removed from their respective offices.

Second. That an appropriation, sufficient to relieve the Prison of its presents indebtedness, be made.

Third. That the salaries of the Warden and Deputy Warden be increased, and they deprived of all allowances or perquisites of every kind.

Fourth. That such legal process be resorted to as shall be necessary to recover from any and all of those officers all of their fraudulent and illegal appropriations and peculations from the money and property of the State, including the convict labor, illegally used.

MAHLON HELLER,

Chairman Joint Sub. Com.

F. C. JOHNSON,

THOS. S. BELLOWS,

D. R. LEEPER.

In subscribing my name to the foregoing report, I would state that I do not fully endorse all that is said therein; but I am entirely convinced, from the evidence taken before the committee, that there have been gross mismanagement in the affairs of the Prison and misappropriations of the funds of the State, and that the public

interests demand an entire change in the responsible officers of the institution. I, therefore, heartily concur in the recommendation that such change be made.

D. R. LEEPER.

TESTIMONY.

EDWARD H. GREEN, being duly sworn, in answer to interrogatories, says :

My name is Edward H. Green ; reside in Jeffersonville, Indiana. My official connection with the Indiana Prison, south, commenced October 19, 1871, and terminated December 19, 1874, embracing a period of three years and two months.

I participated in the political canvass of 1872. At the request of Col. Shuler and others, I consented to the use of my name as the Republican candidate for Joint Senator for the counties of Floyd and Clarke. Somewhat early in the canvass, and prior to my participation in it, Col. Shuler, Black and W. Heiskel, then a director, had a consultation in the Warden's office with reference to engaging my services as a speaker. On the same day, Mr. Heiskel communicated to me the result of the consultation, to wit : I was to work in the campaign two months, meantime my name was to be dropped from the roll as a guard, and I was to receive from the Republican State Central Committee about the same amount of pay as I received as guard. The day following, Col. Shuler corroborated Heiskel's statement in the premises, and subsequently at the Republican mass meeting at Charleston, Clarke Co., Ind. I met Col. Black, then candidate for reporter of the Supreme Court, and he told me that in obedience to the understanding had with Shuler and Heiskel, he had conferred with Col. John W. Foster, chairman of the Republican State Central Committee, and that it was entirely satisfactory to him, and that he would furnish the money. I performed the stipulated services, but never received the money in the manner and form the source agreed upon, but in lieu thereof was paid for the time as a guard signing a voucher to the State therefor. The Clerk paid me by the order of the Warden delivered in my presence. After the canvass was over, I spoke to Shuler about the matter, informing him that I was being pressed for some liabilities incurred during the campaign, and made inquiry as to whether he had received, for me, the promised money. He (Shuler) remarked

that he had received some money from the Central Committee, but that his own expenses in the canvass had been great, and that he would have to arrange my matter otherwise. He, therefore, went to the Clerk and gave the directions as to my payment from the State's funds, as already stated.

I knew Wiley Hale, a convict. He worked awhile under my supervision. He was an afflicted young man, and was of weak mind. I frequently spoke to Shuler in regard to his affliction, and urged that he was scarcely responsible for his acts. I saw Col. Shuler kick Wiley violently on a certain occasion, employing toward him at the same time very harsh and violent language. I was surprised subsequently to see him catted by Shuler's order.

I know Shannon Martin; he was an afflicted man, and considerably demented. On a certain Sabbath I was ordered to clean up the cell house during the religious services in the chapel, and I found him locked up in his cell and the vermin crawling around on the floor. This was unquestionably occasioned by neglect, and the meat that he had thrown down on the floor of his cell. I immediately called the Warden's attention to the matter, and received in reply the expression of a wish that Martin was dead.

Shortly after my connection with the prison, I was placed in charge of a number of convicts and ordered to tear down a brick building generally known as the old store-house, located in close proximity to the western terminus of the building used for a dining-room. The Warden told me that the brick belonged to him, and for me to exercise care so that as few as possible might be broken, and to have them well cleaned as he contemplated using them at once for building purposes. Very early in the year 1874, I think, the brick wall connecting the old female department with the eastern wall of the prison inclosure, was torn down and the brick taken outside, to just where I am unable to positively state.

Mr. Munson, a Director, said to me, not very long after his connection with the prison directory, to-wit: "Green, Shuler is making a good deal of money out of this prison, but if I had the same chance I would make more than he is making. I told him the other day that if he found anything running around loose belonging to the State to put it into his pocket." A few days after this I told Shuler about it. He (Shuler) said that all Munson wanted was to make some money, and that he was not very particular how he made it, or words to that effect.

At the request of Colonel Shuler I procured permission from the

Board of Trustees of the town of Ohio Falls for him (Shuler) to grade Clarke Avenue. Shuler desired the dirt for the purpose of filling up a pond that he had purchased, situate near the prison. At that time, 1873, the Board of Trustees of Ohio Falls town was composed of John Rauschenberger, W. F. Carr, (a guard at the prison,) Eli Phelps, John E. Stiles, and George W. Stiles. In the process of grading and filling up the pond several convicts were used and the State team. After the pond was filled up, surveyed and mapped, he wished me to assist him in selling the lots. He asked \$10 per foot front. In looking at the map I inquired who had made it, and Shuler said Cooper. He showed me another map made by Cooper of a piece of ground he contemplated purchasing in the vicinity of Claysburg, a little suburban settlement of Jeffersonville.

He used convict servants about his house and in feeding his stock. I have seen as many as twelve or fifteen noted on the slate as outside and trustys. Several convicts escaped while I was a guard at the prison, some of them trustys at the warden's house. Have known guards on duty in a state of intoxication. A short time before my connection with the prison was severed, the Deputy Warden directed me to go immediately to the Tower, occupied by Henry C. Ferguson, a guard, and remain there long enough for him to get sufficiently sobered to be capable of attending to his duty. The Deputy added that Ferguson was dead drunk and that one Curtis, not in the employ of the State, had been in Ferguson's tower watching the walls. I immediately obeyed; found Ferguson washing his face, as yet quite under the influence of liquor. I talked with him a while, and concluded that if he would keep awake he would be safe in watching the wall. I so reported to the Deputy Warden and was ordered to my shop. He (Ferguson) is still a guard. Have seen the same guard in the cell house on duty in a state of intoxication.

I guarded two convicts while they were laying down a brick walk around one of Colonel Shuler's private houses.

I have obtained provisions from the prison, having them charged, for which I subsequently paid. Employees of the Southwestern Car Company have been furnished provisions out of the State provision store. In September last, I got a barrel of flour at the prison, of the Carthage brand. A few days thereafter, W. F. Carr, a guard, told me he had obtained an order from the prison on the Ohio Falls

Mill for a barrel, and that the price was \$6.50. I paid \$8.25 for mine.

I know the Warden used State supplies at his house, for he told me that he did not keep a memorandum of what he thus got, but that he lumped it.

The Warden proposed to me to go into the grocery business, the profits to be equally divided. He said he would build a store house immediately in front of the prison, if he could purchase the ground, and put into it fifteen hundred dollars in goods, and that he could purchase most of the important articles when he purchased the prison supplies, and that if anything was likely or about to spoil on my hands that he would turn it over to the State and use it in the prison.

I have seen the State team hauling out the debris of the Southwestern Car Works.

I saw Capt. Kills, a convict, catted. Shuler afterwards told me that Kills had been unjustly punished, and that he (Shuler) had apologized to him (Kills) for it.

I know Reddy, a convict ; heard that he was severely catted, and knew that he was confined in a dungeon cell for a long time, precisely how long I am unable to state. Saw him when he was turned loose from the cell, and he was very pale and weak. He was really a pitiable object. The foreman would not allow him to go to work, but let the guard take his time the same as if at work. The foreman told me that Reddy was not able to work, and that he did not have the heart to have him attempt it.

Col. Shuler at times is excessively kind and forbearing. At other times he is on the other extreme. Generally speaking his treatment of the prisoners is humane, but there are times when he seems to be petulant, easily excited, and then his treatment of convicts, both in utterances and otherwise, is rough and severe.

The old warehouse, located in the southwest corner of the outside prison inclosure, was torn down by prisoners superintended by guards. This was, I think, in the fall of 1873.

EDWARD H. GREEN.

WILLIAM H. MOORE, being duly sworn, says:

My name is William H. Moore. I live in Ohio Falls, continuation of 7th street, and am an employee of the Southwestern Car Company ; have been about the Prison since June 10, 1872. The Car Company employs a different number of men at different times.

Before the panic the Car Company had a few free men at work there. I live in one of Col. Shuler's houses, situate on or near the site of the pond lot, continuation of 7th street. The Company have some men at work in the lumber yard. No outside labor employed but foreman.

W. H. MOORE.

JOSEPH K. REAGAN, being duly sworn, on his oath says:

My name is Joseph K. Reagan, reside at Jeffersonville, Clarke county, Indiana. I am a guard at the Prison, South; have been there over five years. I have seen some convicts working on the street, and filling up the pond; can not say how many I have seen at any one time; some driving teams, some shoveling and some leveling the street. There is a store house in the Prison. I have bought coffee, meat, potatoes, coal and flour at the Prison store. There are a good many cows there. I had charge of the men who tore down the Prison wall; the brick were cleaned and hauled out on the Prison pond lot, where the five houses are built. The Prison wall was thirty feet long, about twenty-five feet high and about thirty inches thick. Some new brick were hauled in after the wall was torn down, but I do not know what they were used for. [In regard to the discipline of the Prison, the witness wished to be excused from answering the question, and gave for reason "a diversity of opinion on that question." Excused.]

I had charge of James Ready when he was locked in his cell, and confined some twenty days. Forshea told me that Gulliver, a convict, had struck him. I took Gulliver to the office, who talked to him (Gulliver) very kindly, indeed, and then sent him back to his work. I know of a sutler shop in the Prison; the convicts get refreshments there every day. I know the big warehouse was torn down. I do not know how long Sullivan, a convict, has been locked in his cell. If he, Sullivan, has been confined in his cell, since he was first put in, he has been confined over thirty days. I know Ferguson, a guard; have seen him *tight, but not drunk*. He, Ferguson, has been there about six years. I know the team belonging to the State, the big mule team, used for hauling debris out of yard, and for plowing garden, etc. I know of some old brick taken out of the wall, were used inside of Prison for use of pavements.

J. K. REAGAN.


WILLIAM SAMPLE, being duly sworn, says :

My name is William Sample. I reside in Louisville, Kentucky. The Car Company made a verbal contract with Colonel Shuler at one hundred and twenty-five dollars (\$125.00) per month to haul all the debris from the Car Company's grounds. This contract was made three years ago with Shuler. The Car Company also has a contract with Colonel Shuler for hauling the lumber from the outside into the enclosure of the Car Company's works, at two hundred dollars (\$200.00) per annum.

WILLIAM SAMPLE.

JOHN R. CROFFORD, being sworn, says :

My name is John R. Crofford, reside at Jeffersonville, Clark county, Indiana, and am employed by the Car Company. Think the convicts are treated very well. I work about twelve of them. They are clothed very comfortably. I am foreman for the Car Company. I have bought a little meat and one barrel of flour at the Prison. Somebody told me I could get meat of Shuler. I was working for him then ; do not know the brand of flour ; paid \$6.25 for the flour. I bought two dollars worth of meat. I got nothing but the flour and meat. Have seen prisoners at work on the fences with Black about Shuler's houses. The provisions were in part payment for my labor. The frame work of Shuler's houses was from an old warehuse, torn down, (Hall, Moore, & Burkhart's warehouse). The brick was hauled then by the team known as the State team.

his
JOHN R.  CROFFORD.
mark.

THOMAS H. DONOHUE, being duly sworn, says :

My name is Thomas H. Donohue ; live in Jeffersonville, Indiana. I was teamster about six months in the year 1873. I drove Col. Shuler's team ; I was hauling everything the Car Company had to haul ; I was in the State stable ; Pat. Haley had charge of the State stable. Three convicts were about the State stable. Some cows were kept in the State stable. My impression always was the cows belonged to the State. Have seen the cows, horses, etc., fed often ; their food came from one crib. I am guarding at the prison

now. The only team I know as the State team is the big mule team driven by Alden. I have seen convicts working on the lower end of the road.

THOMAS H. DONOHUE.

THOMAS TAYLOR, being duly sworn, says :

My name is Thomas Taylor ; reside at Jeffersonville, Indiana. I am a butcher. The offal of a beef is the entrails, liver, head, feet, lungs and lights. This is my understanding. I think the hide and tallow would bring more per pound than the beef would at wholesale per pound. I consider the offal of the sheep the same as the offal of beef. After a certain time in the year when the wool is on, the sheep skin is worth more than the whole sheep, an average run of sheep.

THOMAS TAYLOR.

JNO. W. FRANK being duly sworn, says :

My name is John W. Frank ; reside at Jeffersonville, Indiana. My business is that of a butcher. The offal is termed the intestines, the fat from the intestines, the liver, tongue, head and feet. What we call the hide is the fifth quarter of the beef. The hides have generally brought me more per pound than the beef per pound at wholesale. I have had sheep that the skins would bring me more than the whole sheep.

JNO. W. FRANK.

CHALES ALDEN, being sworn, says :

My name is Charles Alden. I live in Jeffersonville, Indiana. My occupation is a teamster ; drive the State team at the Prison ; been driving nine months. I heard the State owned the two big mules that I drive, and the sorrel horse. Four mules and four horses are kept in the stable. Twelve or fourteen cows are kept in the same stable. There are six calves and four sheep in that stable. The stock here mentioned are fed from one common crib, and have been so fed since I have been there. I have heard it said that Col. Shuler owned the stock. Suppose twenty-five or thirty hogs are kept there. The corn for the hogs comes from the stable, and the offal from the kitchen. Have seen beef cattle fed there. Three convicts are employed in the stable to assist me. A free man drives

the carriage. I haul out the debris from the car works with the State team. The mule belongs to the State, and hauls the lumber into the Car Company's yard; is kept at the stable, and is driven by a convict. I have hauled grease and hides to Louisville with the State team, the hides to John White & Co., the grease to Cornwall and Bro. Have hauled two or three or three or four loads of grease to Louisville. Have hauled two loads of hides to Louisville. Colonel Shuler's horses and mules are shod at the Prison by Forshaa. Colonel Shuler has two mules and three horses of his own. The grease was in the Prison kitchen when I loaded it. The hides came from the Prison slaughter house. I would haul from twelve to fourteen barrels of grease each load. I got \$50.00 per month, (fifty dollars.) I do not get all my pay in money. Have received three or four barrels of flour in pay. Got two barrels Carthage flour at \$8.00, the other flour at \$6.25 or \$6.50, and it was better flour than the Carthage flour. The Carthage flour was wormy. Got some hams, they were good as any I ever ate in my life. Also, got coffee. The article came from the Prison store house. Got coal, some four or five loads. The carriage is used by the Colonel and his family. *I heard it said that the sorrel horse belonged to the State.* It is the general understanding. I have seen Mr. Hill and Mr. Munson in the carriage.

C. ALDEN.

JOHN N. INGRAM, being sworn, says:

My name is John N. Ingram; reside in Jeffersonville, Indiana. By occupation a tanner. I have bought hides of Shuler since he has been Warden of the Prison; can not say when I commenced buying hides of Shuler. From the first of July, 1869, to December, 1869, I bought one hundred and three beef hides, amounting to about \$550. In 1870 I bought about one hundred and forty-five hides (beef) amounting to about \$650; bought four or five calf hides, or skins. In 1871 I bought about thirty-five hides, amounting to \$300. I do not know where he, Shuler, has been selling hides since 1871.

J. N. INGRAM.

F. M. LOWRY, being duly sworn, says:

My name is F. M. Lowry; reside at Louisville, Ky.; am book-keeper and clerk for Cornwall & Bro. of Louisville. The accounts

herewith presented, and taken from our books, are correct and true, and the dealing with Shuler and Cornwall & Bros. from March 29, 1871, to December 15, 1874, for grease, amounting to the sum of thirty-two hundred and ten dollars and seventy-eight cents, (\$3,210.78.)

F. M. LOWRY.

WILLIAM H. KING, being duly sworn, says :

My name is William H. King; live in Louisville, Ky. I was employed last winter one year ago—winter of 1873—by Shuler. I drove the State team about one-half of the time I was teaming at the prison. I hauled all the brick we could find inside the prison to Shuler's house on the pond lot. We hauled to the carriage house from Herr & Lutz. I took this lime from the carriage house to Shuler's house myself. I was there when the old warehouse was torn down. I hauled lumber and brick, with the assistance of convicts, to the lots on the pond. The prisoners were the only men who done the work around them, with the exception of Black, and one free man that worked about three weeks. When at the stable working, three, and sometimes four convicts would assist me. One convict slept all the time in the stable. When we fed the hogs with corn, I got it from the stable. I fed Shuler's stock from the same corn; twelve to fifteen cows were kept at the stable, and fed from same corn and hay from which the State teams were fed. A. M. Luke, a Deputy Warden, had a cow there, and was fed as the other stock. Fed corn to the hogs about twice a week, then some 40 or 45 hogs there. One convict made his escape while working on the houses, and has not been captured. There was a carriage, buggy and spring wagon at the stable. The family of Shuler, or anybody that wanted to ride, would use the carriage. Governor Hendricks rode once in the carriage from the depot. While I was there, the carriage was used constantly every day. There were five or six calves, and a bull, and fine cattle, for sale, and he, Shuler, sold some. There is a room at the stable with a stove in; on wet days the prisoners would stay about the stable. They would not work in the rain. A German by the name of John was gardener. He (John) would do nothing in winter but attend to the green-house, and keep up fires. Convicts would help him to do the work in the garden in the spring, and would go to market in the mornings in the buggy to get marketing for Shuler's family. I hauled nails from

Listen to the carriage house. I got Listen's bill for the nails, which showed the nails were charged to the State. Some of the nails went from the carriage house to the buildings on the pond. I saw the convicts carry them there. I got \$40.00 per month; took my pay partly in trade—got meat, flour, sugar and coffee. These articles came out of the store-house inside of prison. I think I got \$55.00 in money for my work in the six months. I worked for Shuler a most of the time. When we settled up, I signed a voucher for the balance coming to me. I lived in Shuler's house. I can not say how long I worked for the State. Hauled pretty much all the lumber from Barmour ship yard to these five houses on the pond. I hauled some lumber from R. R. Glover & Co.—sash and flooring. The barn I had charge of belong to the State. I took care of the stock in the stable.

WILLIAM H. KING.

JOHN W. SULLIVAN, being duly sworn, says:

My name is John W. Sullivan; am the Chaplain of the Southern Prison, at Jeffersonville, Ind. I know the book spoken of; the book was written by Youngman, a convict; he commenced writing the book before Shular became Warden. Soon after Col. Shuler took charge of the Prison he (Youngman) was appointed as my assistant in the Library; he brought all his manuscript with him and had perfect liberty to write when not engaged in his duties of distributing books to the prisoners. It was not my special request that Youngman was appointed, but the appointment met with my approval, owing to his competency. I did not assist him in writing the book—not one word; and so far as reference is made to acts done while I was there, they are true; I mean so far as the printed book conformed to the manuscript. I refrained from reporting the condition of affairs believing it my duty not to report them. Youngman got access to the records of the Prison by the consent of the Warden. I do not consider the sanitary condition good. I have passed cells during day and night, in summer, and would find convicts in a nude state and panting for breath. I do not think the Cell House is a fit place to confine prisoners. I think the pond was filled up in the fall of 1873. I attended the Prison Congress at St. Louis at the expense of the State. I attended the meeting in London, receiving my salary, with an additional sum of two hundred dollars from the State. I can not perceive of any benefit the State

has derived from my visit to London. As an officer of the Prison I confine myself wholly to my department; that the moral condition of the Prison is vastly improved since I have been there. Flowers are not furnished to the prisoners from the State greenhouse; sometimes a bouquet is sent to the Hospital. The Visitors' Fund is appropriated to the Library and Sunday School; every cent of it is spent for the benefit of the Library and Chapel. I have bought some articles with that fund, some brooms, for instance. I have not seen any book case in the Library of the Prison. I devote all my time to the moral condition of the prisoners, and think the moral condition of the Prison, at this time, better than I have known it in fourteen years. There is one Guard whom I had suspected of being intoxicated, and I have been informed that such was the fact; the name of the guard is Henry Furguson. Col. Shuler's treatment of the prisoners is humane; he is very kind, but lacks a little firmness. I do not know of any unkindness towards the prisoners. I remember Hale, an imbecile, would give the officers a vast deal of trouble. I had never heard of Shuler's unkind treatment to Hale until I saw it published here. I have never felt it my duty to interfere with other officers. My printed report of 1868 is correct. I know the yards are not as clean about the Prison as they were before the introduction of the Car Works. Doctor Beckwith kept the Prison better policed and everything cleaner about the Prison than for twenty years past. I got one or two pairs of boots made in the Prison; I furnished the materials myself; would pay for the work seventy-five cents or one dollar.

JNO. W. SULLIVAN.

W. E. LISTON, being duly sworn, says:

My name is Wm. E. Liston; residé at Jeffersonville, Indiana. I am a hardware merchant. I have sold hardware to the State prison in 1872 and 1873, and also to Col. Shuler. I kept a separate account with Shuler and the State. While Shuler was building his houses, I furnished him nails, shelving, hardware and guttering and spouting, amounting to about \$500.00. I did not render any bills at the time; it was not customary to do so. I do not know Henry King. I have no recollection of furnishing any bills, because it is a thing I never did. I have not delivered either to Shuler or the State four kegs of nails at any one time. I know E. H. Green. I have heard much said about him. I can't say as regard to his repu-

tation for truth and veracity. I know little of his character personally, only what I have heard said, and if all is true what is said about him, it is not good. I know that E. H. Green was a candidate for joint Senator for the counties of Floyd and Clarke, in 1872, on the Republican ticket. When the State of Indiana wanted goods, I gave them on verbal and written orders, both. I have no recollection of letting the State of Indiana have anything on a written or verbal order. Never gave any tickets. Joel Black would generally buy whatever was wanted for the State, or for Col. Shuler. I would take Black's word for the articles the State wanted, and also his word for what Shuler wanted.

I have a due bill against the State for between seven and eight hundred dollars, executed some time in January, 1875.

WM. E. LISTON.

JAMES B. MERIWEATHER, being duly sworn, says:

My name is James B. Meriweather; reside at Jeffersonville, Indiana. I ceased to be Warden of the prison on the 31st day of December, 1868. The prison was self-sustaining during that year. There was an appropriation of \$5,000 for 1868. On the 31st December, 1868, John S. Hall allowed me a draft on the treasury for \$2,255, in favor of Hall, Sample & Co. for an extension of the trip-hammer shop. That extension was made on a contract with me that they should put the building up, and at the expiration of their contract, the building, without the furnace and fixtures, appraised and paid for by the State. That contract expired in 1871 or 1872. Another draft of \$2,500 in 1869, (February,) Col. Shuler drew on the Treasurer of State.

While I was Warden the State owned three horses, one large draft wagon, small spring wagon and a cart. The State did not furnish any carriages, horses, etc., for the Warden and his family. I furnished the Warden's house myself. I took the offal from the kitchen for perquisites, except the grease; I had the brand from the siftings of the corn meal. Nothing was furnished me at the expense of the State. I had one horse which was partly used by the State, and the State fed him. The stable was built in 1867, stable room for six or eight horses, carriage house, corn crib, hay loft and bin for oats up stairs. My recollection of the cost was \$730 (dollars.) The fence round the garden was built in 1867, in the spring; the posts of cedar, with paling four inches wide; the materials were

good, first class; an allowance of \$104.15 was made me by the Directors for the time I was Warden, from December 15, 1867, to January 1, 1869. I do not remember of having any other allowance for anything during the time I was Warden.

I advertised in the Louisville, New Albany and Jeffersonville papers for bids, to furnish meat for the prison by six months' contract let to the lowest bidder, with bond. Everything that was taken out of the prison for my use, I kept in a pass book, and the guard at the prison kept a pass book, and at the end of each month, the books were taken to the clerk, and the money paid to him, and credited to the provision account. When the guards wanted any supplies, he would go to the clerk and get an order on the guard at the kitchen, and be paid at pay day, the amount gotten being deducted from his monthly pay—and was credited to provision account.

The street in front of the prison was fixed last year. I was not furnished with any flower pots, plants, nor green house. The Legislature of 1867 appropriated \$5,000. \$4,000 of this amount was used for building shop east, and outside of prison walls. The average pay for convict labor was within a fraction of forty-four cents per day. The prison was, in 1867, within \$1,000 of self-sustaining, and in 1868, was self-sustaining. In saying that the prison was self-sustaining within \$1,000, 1867, I do mean that included the \$4,000 expended for building new shops.

In 1867 provisions were about forty per cent. higher than for the past two years. In 1868, was from twenty to twenty-five per cent. higher than the past two years. About clothing, I can not say. The price of wool governs the price of clothing. I paid day guards sixty dollars per month; and night guards, sixty-five dollars per month. The officers were all paid from the earnings of the prison with the exception of the Warden and the Chaplain. I am not certain I paid any attorney fees while Warden. It would not require the team one half of the time to keep the yard clean, when I was Warden, the cart being used for that purpose.

[Signed]

JAS. B. MERIWEATHER.

JAS. B. MERIWEATHER, was recalled at his own request, and made the following statement, to-wit :

There was a sewer which carried the offal and the contents and also carried the waterfal and the contents of the privy to the creek

northwest of the prison. Some parties through whose ground the sewer passed threatened to close it up. I brought suit enjoining them from doing so—and paid attorney fees to the amount of forty dollars or thereabouts.

JAS. B. MERIWEATHER.

MICHAEL WHALAND, being sworn, says:

My name is Michael Whaland; am a resident of Jeffersonville, Indiana; occupation that of a guard at the Prison; been such since the 26th day of August, 1868. Col. Shuler became Warden in 1869. It was not customary before Shuler became Warden, to work convicts outside. There has been quite a large number working outside. In looking over the slate at one time, I saw the names of twenty-two convicts working outside. The most of them were busy in the Warden's yard; they were at work there. I know the pond was filled up; convicts were at work there. I saw them (the convicts) grading the street in front of the graveyard, Clarkville avenue, from the New Albany branch of the Jeffersonville Railroad up to the O. & M. fill. I saw convicts working on the five buildings situate on the pond lot belonging to Shuler. While they were working, several escaped. Sherman made his escape; also Moses Fornshell made his escape while working out. Sherman was never captured. Five hundred dollars reward was offered for him, so I was told by a detective in Louisville. Fornshell was captured in the northern part of the State, and the Deputy Warden went after him. They were termed "trusties" when let out to work. These men were not guarded when they escaped. They were working in the interest of Shuler. I think it is loose discipline to have so many men at work outside without being guarded, and I think it loose discipline to have many men at work inside without being guarded. The convicts are *catted* for bad conduct. I think they are not always catted when they should. The Warden, when he felt like it would cat a convict. I have heard the Warden use profane language before a prisoner. I have not seen prisoners excessively punished; have not heard the Warden use obscene language before the prisoners. I have heard the Warden threaten Jack Sullivan with death, and that he ought to have killed him. This was immediately after Rudifer's escape. In the morning the Warden came and asked me where Sullivan was; that he was in the mob; told me to watch for him, he was hid. When he

came out I took him up to the Warden's office, it was then he made the threats, and said he would kill him; that he had made much trouble; did not eat him; said he would make him weaken; threatened to beat him, but did not. The name of the convict who wrote that book was Youngman. The book was styled, "Prison Life by One who has been There;" could not say when he wrote it. Part of the book was written in the cell, and part in the chapel. I canvassed for the work about two months in the fall of 1871, in Clarke county, New Albany, and Louisville, Kentucky. I was away from the Prison six weeks or two months and received no pay from the State for this time. I bought the book of the publisher. Col. Shuler did not assist me. The Chaplain of the Prison recommended the book. The object of the book was to make money. The Governor of Indiana endorsed the book. Mr. Coffin, of Richmond, also endorsed the book. The prisoners have the right to correspond with anyone outside, if they do not violate the Prison rules. I can not say who assisted Youngman in his negotiation with the publisher. When I returned, the Colonel took me back as guard; do not know of any canvassing for the book but myself; no one assisted me; was at the Prison frequently, and was asked how I was getting along with the book. Col. Shuler and the Chaplain would ask me. I was away six weeks in the fall of 1872 canvassing for the Sheriffalty of Clarke county. I received my pay from the State as guard while I was making the canvass for Sheriff. I canvassed with Green a few days; he made speeches. Green was also a guard when he was making stump speeches. We were in all the townships of Clarke county except Wood township.

My name was on the pay roll while making this canvass; was getting \$60.00 per month. Green and myself were the only guards out making a canvass. Green was returned as guard after getting through. He was a candidate for joint senator for the counties of Clarke and Floyd. I was a Republican candidate on the Republican ticket, and was the Republican candidate for sheriff. I do not [know] any thing about the suttlership now. Before Christmas Mr. Gilpin was running it. Since Gilpin has quit, the Hospital Steward runs it. Four hundred and twenty-seven (427) convicts are now in the prison. I do not know what the suttlership would be worth. When the convicts were making overwork it was worth having. Ike Brinkworth was running the suttlership, and was on the pay roll at \$60.00 per month as Hospital Steward, and the Warden's clerk paid him fifteen dollars per month extra for attending to the

suttlership; this was the general talk. I do not know he got any thing. Sullivan ran into a cell after the Warden cursed him, and has been in ever since. This was three or four weeks ago. I think he has a ball and chain on him; he is still in the cell; his rations have not been cut off. There has been no buildings put up inside of the prison wall within two years past. I was back and forth to the prison while canvassing for sheriff. I got \$60 less \$15. I lived in the Colonel's house. Sometimes when I signed a voucher I only got \$25 or \$35, the difference would be for provisions and house rent. The flour I got was branded Henley, Aydelotte & Co., and I paid \$8.00 per barrel. The same kind of flour was sold for \$6.25. I got some hams—some were good and others were not. I got 300 or 400 pounds, one fourth was bad and was thrown in the soap grease. The batch of hams lasted five or six weeks. The prisoners grumbled—they will sometimes grumble at any thing—they would grumble about the bread. Do not know of any employee getting any provisions. Before Forsha, no blacksmith was employed by the Warden. Forsha has been at work on bed sheds, pipes, etc. Before Forsha, a convict would tinker around and do the work. A convict would be a bad hand to repair locks. I do not know how Rudifer got out; he was locked up, so it was rumored. There was never a gardener employed. The guard would take convicts out and work them in the garden. Sometimes trusties would work the garden, and not guarded. Col. Shuler was the only Warden who carried a gardener on the pay roll.

The convicts' clothing was changed last September to citizens' dress. I think this is injurious to prison discipline. The prisoners are not unguarded inside. Sometime I would bring up a man who had violated the rules and he was catted; and sometimes I would bring men up for offences committed, and he would not chastise them. The Warden is not in the habit of using profane language to prisoners.

The Warden told me after the election was over, that as I had done a good deal of extra services, my wages would go on. This was after I had been canvassing for the office of sheriff. I do not know the voucher stated on its face *extra service*. I think I was employed one-half of the time in the Prison during my canvass. The old brick that was taken out of the old store-house west of the dining room, I was told, were put in three cottage houses down on the railroad, belonging to Shuler. I saw them hauled there. Rudifer has cost the State \$800 reward. I never made any repairs on

Prison, and never signed any vouchers that should be charged to repairs on Prison. One Martin was taken out of the Prison by a guard at night to paint Col. Shuler's fence and escaped, and he has never been recaptured. The reward of \$50 was offered, this being the customary reward.

M. WHALAND.

SIMEON BERRY, being duly sworn, says:

My name is Simeon Berry; reside at Jeffersonville, Indiana. I helped Boyle in the contract. We were partners in the job. I bought coffee of Shuler two or three times, about a half-dollar's worth at each time. A cellar was under the two-story house, and dug by free labor. I have seen more than a half dozen convicts at work at one time about these houses. I was at work about three months, and convict labor was employed there all the time I was at work. We presented our bills to Shuler and he paid: paid us in money and groceries. The flour and meat came from Shuler's house. This was in March, April and May, 1874. We got pretty much all the provisions we used. The pond owned by Shuler before filled up was worth little or nothing. I should think it is worth \$600.00 or \$700.00 after filled. These lots were filled up almost entirely by convict labor. The teams I took to be State teams. He was at work some time; there were fills in said pond of six or seven feet deep. The ground is now fenced in, and the same ground Boyle and myself built the three houses on. I have no knowledge of any building being put up inside the Prison walls in the past two years. I live close by, and if any thing of the kind was being done, I would have known it. I do not know of any roofing being done within that time. I do not know of any improvements being done within that time. I do not think that any buildings could be put up without my knowing it. [Here this witness corroborates the testimony of that of Boyle.]

Warren and Hawkee, two convicts, were as good carpenters as I would want about a building. Last winter two years ago, Mr. Black employed me inside the prison, and left me there all winter. He gave me \$2.25 per day, and after he left me, to work with another, I got \$2.50 while I was at work in the Prison. Black told me he was getting as low as \$3.50 per day and as high as \$4.00 per day for his, Black's, services. When Black was working on Shuler's houses he told me the same, that he was getting from \$3.50

to \$4.00. The dirt for filling up Shuler's lot was taken from the Prison, from the street and car shops. I do not know of any person being at any expense for the street improvements. The street extended the whole length of Shuler's lot, and beyond the lands owned by the State.

SIMEON BERRY.

G. W. FORSHEA, sworn, says :

My name is G. W. Forshea ; am a resident of Jeffersonville, Ind. I have known a sutler shop connected with the State Prison ; they sell tobacco, turkeys, ginger-cakes, cake, water melons, coal oil ; sell coal oil to Prison. When Bob Forsythe was there it paid pretty well ; I believe he got his stock down town. I do most everything ; I am a blacksmith ; work for the State of Indiana ; been at work since the 1st day of last April. Have not seen any money since the 25th of last December ; have had no money scarcely ; got flour from the Prison ; got four loads of coal at the Penitentiary this winter ; several barrels flour there at \$8.25 per barrel. In the spring of 1872, prisoners broke out of the shops ; out about twenty minutes ; were taken back ; catted. When Hall, Moore & Burkhardt had charge of shops, had not room ; without windows was very hot ; impossible for any one to work. Afterwards two windows were made in the south end, with iron bars wide apart, and ventilation over head. In this shop we had many prisoners. One morning I was requested to look after them, in the absence of the guard ; Lusk and Elkins, the leaders, sharpened bars ; negro told me something wrong up there ; I looked up and saw them making their escape. I started and ran about twenty-five feet of them ; I started up and was told not to go up ; I ran out, gave the alarm, and in twenty minutes they were all captured, taken back to Prison and catted, as above stated. I know of Shuler building fourteen houses ; had one convict working. I had one man to help me fix pipe ; have no one now. The Colonel has two mules and a horse ; the State three horses and three mules, and these are shod in my blacksmith shop. I do outside work for Strange Long ; shoe his horse and fix his wagon I do no other work only for Col. Millard. When I do this outside work I give the amounts to the Clerk. I did some work for Salveter, a contractor. Always gave account to the Clerk. I did a two dollar job for the S. W. Car Co. ; gave amount to Clerk. The State pays

me. State furnished iron for work I did for Long. I charged to Col. Shuler for shoeing three horses. I work for Dillinger and the State paid for it. The wagon I ironed belongs to Salveter; I have rendered no account, for that Salveter furnished iron. I have been employed there since last October a year ago. I have done a good deal of work on the lock of cells; never can be made in good order; the locks are bad; fifty locks now want fixing. I would not give a d—d cent for the use of the sutler shop. I get paid by the day. Some parts of the work could be done by the prisoners.

I left two years last May and returned a year ago last October. There was very little filling done last summer. I know Warner, a carpenter, worked there in Shuler's house—I can not say how many convicts worked on the buildings of Shuler's. The house by the stable I was in; saw no convicts working in there—I can not say when the warehouse was torn down—think it was torn down last summer a year ago. Saw prisoners cleaning the brick and taking them out and were hauled outside by the State teams—think many of the brick were used in the dry house. Colonel Shuler has an old buggy and carriage. I do work and keep them in repairs. I do not know how many carriages the State owns; I did not iron the new wagon—I have not seen any brick hauled in them unless to repair something inside. Never have been any new buildings put up inside since I have been there—I have no idea what has been done inside on repairs. It is worth two hundred and fifty dollars per month to keep up repairs in the prison including my labor a four dollars, with assistant of convict and materials. This work includes horse shoeing, lock work and fixing bedsteads. I got one hundred and four dollars per month—I don't know how much Shuler owes me. He paid me but little cash. He paid me at the grocery store of Holmes & Thias, in order on them, Holmes & Thias, and Grif. Ogden. I had orders on Rosenthal, the clothing store—I got coffee, flour, potatoes and coal, out of prison store. I do not know how much the State owes me. I took order on Grif. Ogden to nearly \$1,285.00. I think there ought to be coming to me two hundred and fifty dollars. I commenced putting the steam pipe in August, 1874; but one helper. We worked at it about a month and then another convict worked a month; I wound up the thing in October, 1874, doing other work. Much of this work was done by convict labor. I was only paid for two months labor putting in steam pipe. I am in the cell house every day. The prisoners are treated better than any place I have ever seen. The grub is good

enough for anybody; I do not know what Sullivan is in the cell for. Shuler bought 2,000 or 2,500 hams last summer; a butcher near by would cut the spoiled part off and give the best to the prison. I got six of these hams; some of the hams went to the guard, most all of them was fed to the prisoners. The bed clothes are washed every two or three months—I do not know of Colonel Shuler selling any provisions to any employe of the Car Company works.

G. W. FORSHEA.

FRANK H. DUESLER, being duly sworn, says :

My name is Frank H. Duesler; reside at Jeffersonville, Indiana. Am employed by the Southwestern Car Company. I know about a contract between the Car Company and Shuler for moving the debris from the grounds of the Car Company's works, the Car Company paying Shuler \$1,500 for such work. I do not know whether Shuler performed the work with the convict labor or not. I think there is a written contract between the Car Company and Shuler to move the debris. I do not know of any difficulty between the Car Company and the Deputy Warden. Shuler keeps the debris away. I think there is another agreement between the Car Company and Shuler for hauling lumber to the Car Company's grounds.

FRANK H. DUESLER.

JOHN R. THOMPSON, being duly sworn, says :

My name is John R. Thompson. Reside in Jeffersonville, Indiana. I worked at the prison a year ago for Col. Shuler on frame houses. I worked for Foster, the contractor. All the brick I saw worked were old brick that came from the prison. I saw them hauled from the prison. Can not say how many—some ten or fifteen thousand. Saw convicts working leveling grounds and doing other work. These five houses were on the pond lot owned by Shuler. All the brick were old, except in the large frame house. About 800 new brick were used in this. Shuler let me have a man to tend me, but he did not stay long; he left and has never been captured; I don't recollect his name. This was in April, 1874. Convicts graded all the streets around Col. Shuler's property. State team hauled the dirt. Seen convicts building fences around the house. I do not live in Col. Shuler's house. Foster gave me an

order on Shuler for my money he had worked for, and he, Shuler, wanted me to take flour for pay. Houses sixteen by forty-eight, and foundation three feet high.

JOHN R. THOMPSON

JONAS HOWARD, JR., being duly sworn, says :

My name is Jonas Howard, JR.; reside in Jeffersonville, Ind. I was at work on the houses of Col. Shuler—one double tenement house belonging to Shuler in 1871. I saw eight or ten convicts, working around the house; two of these men were laying brick. Father furnished the lime, and Shuler the sand for the house we did last spring. There were also prisoners working on the five houses last spring. These houses are owned by Col. Shuler. I saw last spring four or five convicts at work—had convicts painting the fences about the houses. Shuler used the State teams driven by convicts. Shuler's team was driven by a convict. He (Shuler) claimed one of the teams; they were mighty fine horses.

JONAS HOWARD, JR.

HENRY R. DIBBLE, being duly sworn, says :

My name is Henry R. Dibble; reside at Jeffersonville, Indiana. Have been at the prison; commenced in April, 1869. In 1873 the *walls* of the prison were repaired, (capped I think) can't say any stone were put in the walls. Am a guard in the wood shop. I have seen prisoners working on the outside under guard; was guarding myself. The prisoners were working in the garden. We had no gardener then; the prisoners doing the work, sometimes a guard would be over them. Mr. Black built the fences about the five houses; had one prisoner with him at work. I have seen prisoners working on the street and driving the teams. I had permission of the Deputy Warden to take Charles Martin, a convict, outside to whitewash a house I was living in and belonging to Col. Shuler, at night, and while at work the prisoner escaped. Martin was not, and has not been captured. I suppose a reward was offered for him. I have seen one man (since this man Martin was taken out) to saw wood for a guard, and after working hours. I pay \$12.50 per month rent. The amount is taken out my monthly pay. I would like to see the discipline in the prison more strict. I would rather see stripes on the prisoners; would as leave guard without the stripes on as not.

I think with citizens dress it would be more easily for an escape. I have seen no difference in the treatment of the prisoners. I think he is too good to the convicts. I believe there is a saddler shop in the prison. All the prison teams haul the dirt out from the prison and the Southwestern Car Co.'s grounds. A prisoner drove the mule cart, hauling lumber to the Car Company. I sometimes got provisions there; have got flour and meat there; got a barrel of flour there. When the convicts were working in the garden they were guarded. I do not stay in Shuler's house for fear loosing my situation. I have known prisoners *catted* whom I reported for bad conduct; think five were *catted* that I reported.

H. R. DIBBLE.

WM. T. FOSTER, being sworn, says :

My name is Wm. T. Foster; reside in Jeffersonville, Clarke county, Indiana; am not employed at the Prison; am a contractor and builder. I did some small jobs at the Prison; did some work for Shuler; in the last two years have built a bake oven and an addition to dining room of the Warden's house. The oven I built two or three years ago. The addition I built in March, 1874. The brick was mixed, old and new. I put in the addition. The building is of brick. It was to enlarge his (Shuler's) dining room. The above work was all I ever did for the State. I did work last spring for Shuler, individually, foundation of chimneys of five houses on the pond lot. The brick for the work were old principally; part of the brick were on the ground when I went to work. What I saw hauled was done by a convict. I do not know where the brick came from. The five houses were frame. I was there occasionally when the carpenters were at work. I saw a convict grading the ground about the buildings; do not know who painted them. Mr. Shuler got the lime for the work; do not know where he got it from. It came in barrels. I worked by the day, both for Shuler and the State. I made the mortar when I went to work for his private work. One of the houses had a small cellar; some colored men dug the foundation. Have seen a convict driving wagon. John Thompson laid the brick. Mr. Shuler paid for the work. Kirkpatrick also laid brick. I think I signed vouchers for my pay for work on the kitchen. Alexander, a colored free man, slacked the lime. He, Shuler, had privy vaults dug, let the job out. I do not recollect the amount paid for oven and kitchen. In

our private settlement he paid me in part, two barrels of flour. I can not say the price I paid; think in the neighborhood of \$8.00. I can not say that I signed voucher in our last settlement for State work. Do not recollect the brand. He had the flour near his residence on ground belonging to the State. The work was done on the five buildings after I had finished the addition on Warden's house. I can not say that I received pay for the State work prior to the settlement of his private work.

W. T. FOSTER.

JAMES H. LEMON, being duly sworn, says:

My name is James H. Lemon; reside at Jeffersonville, Indiana. I put up four brick cottages for Shuler. The brick were old and new. One of the single cottages were of old brick. The old brick came out of the Prison walls, a part of the upper range of cells. The foundation of the double tenement house was of old brick. Fully one-half of all the brick in the four brick houses were old brick, were worth \$4.00 per thousand. I think there were twenty-five or thirty thousand old brick used in the four houses I built. I used two convicts for laying brick in these houses, and they used all convict labor for mixing mortar, carrying brick, etc. Had six or eight convicts, on an average, at work. Was not required to keep their time. Built houses by the days' work at \$4.00 per day. I had one free man about a week. The convicts worked at painting the houses. One worked at carpenter's work. Convicts cleaned the brick, and were hauled by State team. I asked where I should get the brick; he showed them to me inside. He, Shuler, told me he paid \$3.50 per thousand for them. I can not tell how many old brick there were. I gathered up all the old brick I could find. I was at work about twenty days on them. I think they were built in 1870 and 1871. The cottages were erected east of the Prison. I was at work two or three days on a hot house, (State work) paid by Shuler. I signed a voucher for it. I leveled up and patched walls. I got \$4.00 per day. Two or three days I got \$5.00 per day on the hot house.

I saw convicts working in filling up the pond belonging to Shuler. I think I saw them two or three weeks at work on this job of filling up; some shoveling, some picking, some scraping, and some driving teams. I think State teams were working there. Strange Long was working also. I think it was three or four acres. It

would average three to five feet deep. I think it was worth \$7.00 or \$8.00 per foot immediately after being filled. I think before it was filled it was worth one or two dollars per foot. I got the sand for building the walls inside the Prison walls, and hauled by the State team. I got two loads of sand hauled. For three houses the sand was gotten from the inside of the Prison. The lime I got out of a stable that stood on the State lot. I got the lime from the same place to do State work with that I built the Shuler houses with, and kept no account of either. I do not know of any one keeping a memorandum of lime used. I do not think any one did. It was used the same in private as for State purposes. Jesse Howard & Son did the plastering with free labor. Convicts did the painting of the houses. I do not know of any building having been put up within two years inside the Prison walls.

J. H. LEMON.

JOHN T. BOYLE, being duly sworn, says:

My name is John T. Boyle; reside at Jeffersonville, in the State of Indiana; I built three houses for Shuler last spring; took the contract of Joel Black; two of the houses I built for thirty-five dollars each, and the other for eighty-five dollars. I do not know where the sash were made. I believe they were machine made sash. The frames were made at Black's shop. Shuler paid me for the work done on the houses. I got flour and meat of Shuler, out of his cellar. I bought a spring wagon of him about Christmas, 1874; I think the wagon is worth twenty dollars. There was no agreement about the price of the wagon; have known the wagon some time; have seen it in use; I think this is the same wagon which was used for hauling vegetables from the garden. Two or three convicts helped me to lay the sills; they were able-bodied men and could do as much work as I could. The sills were piled on Shuler's ground. I have seen two convicts working on Shuler's houses helping to shingle. I have seen convicts grading the street; one would spread the sand; before the pond was filled was not worth much, but filling them up made them valuable. Not over one acre squared up. I think I worked one-half day for the State; helped to lay new floor in the prison. The dirt I saw hauled on Shuler's lots was from the foundry, and hauled by convicts. I have seen prisoners working on the street in front of Shuler's houses, and hauling and filling up Shuler's pond. I have seen three or four at work. Black had convicts working about the

fence, privy, etc., belonging to Shuler's houses. The foundation of these houses were made of brick. The siding was new lumber, the framing was old timber. The shingles on one was new, on the other old; the flooring in two of the houses were old, the joists and studding were of old timber. I heard Black say it came out of the old warehouse. I have done no other work but what I have mentioned. I think there was more convict labor employed about the fences, etc. I worked there about three months, and saw prisoners at work during this whole time, about the fences and out-houses. I paid eight cents per pound for pickled pork. Mr. Berry and myself bought a barrel of flour at six dollars of Shuler; got the flour at Shuler's house. The flour made by Henley, Aydelotte & Co., at Carthage, Ind.; this was in April or May, 1874. I got coal from Shuler—twenty-five bushels—and paid the market price. It was Pittsburgh coal.

JOHN T. BOYLE.

JOSEPH K. FAULKONER, being duly sworn, says:

My name is Joseph K. Faulkoner; live at Seymour, Indiana. I went to the prison in 1865, as guard; this was in August, and was guard about four months. Then I was foreman in the smith shop, and quit that, and was appointed by Col. Meriweather as Deputy Warden about the fore part of the year 1866, and continued as Deputy Warden during Meriweather's term.

Question—Did the Board of Directors ever appropriate any money for carriages, buggies, horses, furniture, carpets, curtains, etc., for the benefit of the Warden, while you were employed by the State?

Answer—No sir; they did not.

Quest—Were the hides and tallow and grease given to the Warden by the Directors?

Ans—There were no hides; the grease was sold for the benefit of the State. The State did not run a slaughter house. The contract for clothing and provisions were always awarded to the lowest bidder. The State owned no green-house; there never was a gardener employed by the State, and no blacksmith employed. I do not know that any architect was employed while I was there. The slops, and wastes from the table, and the siftings from the corn meal, was all that was considered by the Directors as the offals of the prison. I had general charge of the kitchen. I had charge of the State stores. When guards made purchases, would bring orders

generally ; sometimes would get on verbal order. I would immediately report to the clerk what articles such guard had gotten. Convicts were not permitted to write books during the administration of Warden Meriweather.

J. K. FAULKONER.

LOUIS BYLAND, being duly sworn, says :

My name is Louis Byland ; live in Ohio Falls, Clarke county, Indiana. I know the State team ; Alden drives it ; hauls trash and such ; is now hauling pork ; most of the time the team is hauling trash. I had some work done at the State blacksmith shop ; I have not paid for it yet. Had shoeing done on several horses ; have not settled with the Colonel yet ; Forshea has never had time to settle with me. I commenced having my shoeing done at Colvin's about six weeks ago. I can not say how many horses I have had shod at the State shop. I purchased two pairs of shoes from Shuler, the same kind the convicts use ; paid \$4.00 for the two pair. I told him I would pay for the half soling when he settled with me for the straw I sold him. Strange Long had work done in the State blacksmith shop. Forshea did Long's shoeing, but does not now. I was there when Clarksville Avenue was graded ; saw convicts working there. I saw the dirt scraped off the Avenue and put in the pond. Saw convicts working on Shuler's house (painting) and working around generally. He always had some free labor. I lived adjoining the brick house built by Lemmon for Shuler, and saw convicts working there. I can not recollect how many convicts I saw working there.

his
LOUIS X BYLAND.
mark

WM. R. JOHNSTON, being duly sworn, says :

My name is William R. Johnston ; live in Jeffersonville, Indiana. Am Clerk in the Southwestern Car Company's Works ; kept the time of the contractors' teams. The mule team, driven by a convict named Johns, in 1872. I think it is the same team now driven by Alden, who drives the State team. The team hauled dirt from the yard. In 1871 and 1872 Strange Long and Colonel Shuler's teams were working for the Southwestern Car Company by the day, I think. Shuler had one team working for the Car Company ; think

he received \$4.00 per day. This team was driven a part of the time by Johns, a convict. I think the mules that Johns, the convict, drove then is the same team that Alden is driving now. I do not know the difference between Shuler's mule team and the State team. I do not know that Shuler has any team. When I say Shuler's team, I mean the State team; only one team worked for the Southwestern Car Company that Shuler got pay for. I do not recollect of any free man driving the team; it was always driven by Johns. I think the team that Alden is now driving is the same team that was driven by Johns, to the best of my recollection.

WM. R. JOHNSTON.

PIERCE COWMAN, being duly sworn, says :

My name is Pierce Cowman; reside at Jeffersonville, Indiana. I have worked for Southwestern Car Company from August, 1873, to May, 1874. I know the mules now driven by Alden as being the same mules that were driven by Johns, a convict. He hauled a part of the material that came in the shops to build cars with, lumber, iron, etc. I worked this team for six months. I think Strange Long was getting \$4.00 per day, and I think Shuler got the same. I do not know how long the team worked for the Car Company before I went there.

PIERCE COWMAN.

THEO. C. SALVETER, being sworn, says :

My name is Theo. C. Salveter; live in Jeffersonville, Indiana; am Assistant Superintendent Car Company Works. The team known as the State team does the work of hauling debris from the Car Company's grounds. The team is a mule team. I understand the Car Company has to keep the grounds clear or hire it done. Do not know of any contract between the Car Company and Shuler. The lumber is hauled in the Car Works by a convict. I have had work done in the State blacksmith shop; have had horses shod; paid for all I have had done; had a spring wagon partly ironed; paid to Shuler. I have had work done in the Prison shoe shop; furnished the material; have not paid for the work yet. I know nothing about the working of the shoe shop. A hose house, 10x12, has been put inside the prison some eighteen or twenty months ago.

I think I got a dollar's worth of coffee of Shuler. Do not know that it came from the inside or outside. I paid the money to Shuler for it. I have seen convicts working on Clarksville avenue, grading, etc. The dirt from the street went into the pond as well as I can remember. I do not know that Shuler keeps a grocery. I think the amount I have paid Shuler is about \$15. I owe for the shoemaking and ironing the spring wagon. A box building about 18x18 was put up inside the building within the last two years. A coal shed is attached to this. Mr. Long gets work done at the State blacksmith shop. This shop has been established about a year and run by Mr. Forsha. The reason I have work done in the shoe shop is because I can get it done cheaper. I have had six pairs of boots made out of my own leather in the boot shop. Had the six pair of boots made at once.

T. C. SALVETER.

JOHN S. LONG, being duly sworn, says :

My name is John S. Long ; reside at Jeffersonville, Indiana. I have a contract with the Southwestern Car Company for hauling ; was made in August, 1873. I am to haul the supplies from all points to the inside, and to do all their general hauling. I have been having my horses shod in the prison about a year, in 1871 and 1872. The State had a team there hauling for the Car Company and driven by a convict named Johns, and work the same time that I worked. This team that Johns drove, is the same team the State has now. This team is now driven by Alden, and is known as the State team. I was there when Meriweather left the prison. I bought a horse of Shuler that Meriweather left there. I gave eighty dollars for the horse to Shuler. There are eight horses at the State stable, four mules, and four horses. Mr. Shuler sold a pair of mules, between two and three years ago, in Louisville. This pair of mules just spoken of, did general hauling about the prison. He, Shuler, sold another pair of mules to the government, one of said mules was returned to Shuler. Shuler has this mule named *Barney*, and hauls rubbish from the prison. Shuler has from twelve to fifteen cows. I saw no distinction in feeding stock at the State stable, all were feed from one general fund. I have seen prisoners take corn out in carts to feed the hogs, sometimes eight or ten fat hogs. There might have been from twenty to forty hogs being fed ; been there about seven years steady. The last five years have lived within a hundred yards of

the prison. I have seen hogs killed at the prison. I have seen many beef cattle about there, and kept in the State stable yard ; would catch sheep there and take them inside and kill them. I have had my wagon repaired at the State blacksmith shop ; I run three teams steady, and have six or seven wagons. I have never paid Shuler any money, but would give him orders on the Southwestern Car Company for his pay. I have settled with him twice ; the first order on the Car Company was for fifty dollars even ; the last order was between ninety and one hundred dollars. These orders were given in full for pay up to the time. I am now owing the prison blacksmith shop something ; have got flour and provisions from Shuler ; I have got between five and seven barrels of flour. This flour was included in one settlement of orders on the Car Company ; got meat of Shuler ; while the pond was being filled the team was driven by convicts ; (I mean the State teams.) Prisoners were used in digging out street, removing dirt off, and putting the dirt in the pond ; commenced in May, 1873, and finished about December, 1873, or that winter. Sometimes we did not have more than two convicts out ; have seen six out at work. The dirt was put on the pond. Col. Shuler told me the pond belonged to him, Shuler.

The ground Shuler bought of Richardson was pretty nearly filled with debris from the prison. The dirt that went to fill up this ground was hauled by State teams. Parties living on the street assisted in graveling the street. Neither the O. & M., nor the Jeff. R. R. hauled any gravel on this road. This is an old road, Clarksville Avenue. There is nothing hauled on this road for the use of the prison. Colonel Shuler did the most of this work, grading and graveling, and he superintended all the grading. Before the pond was filled, I paid three hundred dollars for eighty feet ; since it has been filled, I think it is worth five or six dollars per foot. In getting the gravel out of the pits, the work was done by convicts, and guarded. I have free access to the prison. I know of but one building erected inside the prison, and that was an engine house, built of wood, one story, 16x20, I think. All the dirt taken from Clarksville Avenue was dumped in the pond belonging to Shuler. I think two thousand hams was a large amount of meat to buy at the season of the year that it was, (*summer*). The nine houses built by Shuler on the pond lot and near my house ; (five on the pond lot). Have seen three or four convicts at work on them ; sometimes more, and sometimes less ; saw them helping to built fences, they were built at different times, from 1871 to 1874. Mr. Sprague offered to

give Mr. Shuler dirt, from the Car Works, and shovel it in the wagons, if Shuler would haul it away. I think Mr. Shuler had four or five teams hauling for him, and the State team hauling. I took all the earth that came off the Avenue in addition to the earth that came from the Car Company grounds to fill up the pond. The grading of this Avenue, gave the prison property a little better appearance. The grading of the Avenue helped the appearance of Colonel Shuler's property.

JOHN S. LONG.

DAVID S. BARMORE, being duly sworn, says:

My name is David S. Barmore; reside in Jeffersonville, Ind.; my business is saw-milling and steamboat building; furnished lumber for the prison—for the inside and for wooden wall around the prison. I also furnished lumber for Colonel Shuler at the same time a portion of the prison lumber was furnished. Mr. Black, who superintended both the repairs of the prison and worked for Colonel Shuler, was present, and designated which should be charged to each. I continued to furnish from time to time. I can not say how much the prison owed me on the 15th day of December, 1874. The amount of \$482.12, on open account, is shown from Warden's report for December, 1874. On the amount due me from the State, I accepted Colonel Shuler's individual note for \$600, leaving a balance due of about \$482, as above shown by Warden's report.

DAVID S. BARMORE.

E. S. DILS, being duly sworn, says:

My name is E. S. Dils; reside in Clarke county, Indiana; I am a farmer. The State of Indiana is indebted to me for corn and straw. (Here the witness presented three receipts, showing that the corn and straw was delivered in August, October, and November, 1874, which said receipts are drawing ten per cent. interest.) Copy of receipts and indorsements thereon, to-wit:

"AUGUST 12, 1874.

"Received of E. S. Dils 8 loads of corn, 303 bushels and 43 lbs.
@ 70 per bushel.

"E. P. GILPIN, Clerk."

Endorsed as follows:

"The within receipt bears interest at 10 per cent. from the 12th of Sept., 1874.

"L. S. SHULER, Warden."

"STATE PRISON,
"October 31, 1874.

"Received of E. S. Dils 8 loads of straw, 4770 lbs., $7\frac{770}{2000}$ T, @ \$10.00 per T.

"E. P. GILPIN, Clerk.

"The within to bear interest @ 10 per cent. per annum after 30 days from date.

"E. P. GILPIN, Clerk."

"IND. STATE PRISON,
"Nov. 18th, 1874.

"Received of E. S. Dils one load new corn, 3280-1210=2070 lbs. @60c per bushel.

"E. P. GILPIN, Clerk.

"The within to bear interest @ 10 per cent. after 30 days from date.

"E. P. GILPIN."

My understanding was, that I was selling this corn and straw to Col. Shuler for the State. No bills have been rendered. I have never rendered any bills; thought the receipts were sufficient. I know the Colonel is aware of this indebtedness to me. I have met him and asked him for it, and he told me to wait for a month. I have not received my pay yet. I have looked over the report of the liabilities and I do not see my name there. I do not know the reason why my name does not appear on the list of liabilities.

E. S. DILS.

WILLIAM CHRISMAN, being duly sworn, says:

My name is William Chrisman; reside at Jeffersonville, Indiana. I am chief of fire department of Jeffersonville, Indiana. I know what it costs the city of Jeffersonville to keep a horse a year. For keeping three horses a year it costs \$245.27 in city orders. This was the costs in 1874 less fifteen per cent. discount on city orders. This amount included only the corn, hay, straw, and saw dust for bedding, for their keeping.

WILLIAM CHRISMAN.

AARON APPLGATE, being duly sworn, says:

My name is Aaron Applegate; reside at Jeffersonville, Indiana. I keep a livery and feed stable in Jeffersonville, Indiana. I have been in stable a little over two years. It will cost about one dollar and ninety eight cents per week per head for each horse. The aggre-

gate about \$102.96 a year per year for each horse. I sold corn and hay to Col. Shuler in 1872 and 1873, for the State. Received pay of Forsythe, the Clerk of the Prison.

AARON APLEGATE.

D. M. ALLEN, being duly sworn, says:

My name is D. M. Allen; reside in Jeffersonville, Indiana; am a mechanic. I was foreman for Hall, Moore & Burkhart, contractors of the prison in 1869, 1870 and 1871. I was there when the buggy now owned by the State was built. It was finished, trimmed and painted by Sherman, a convict. Sherman was taken from my shop whilst I was foreman as aforesaid, to fix, trim and paint the buggy. I know the buggy to be the same that Shuler is using now. I think the buggy was about one-third worn out at that time. It was sold to the State in October, 1872. Col. Shuler remarked to me, after the buggy was finished, that it was worth \$250.00, and that it cost him but a small trifle. I bought grease of Shuler for Hall, Moore & Burkhart for tempering purposes, in the years 1871 and 1872; bought about 300 pounds. I think the escapes have been much greater under Shuler than under Meriweather. Sherman was taken off the contract for the purpose above stated, and made his escape. I have not seen him since. \$500 reward is offered for him; he was made a trusty; sent out to nail up a hog pen and never returned. I think the prison was kept cleaner under Meriweather than under Shuler; was much better policed under Meriweather than under Shuler.

D. M. ALLEN.

FRANK HOFFER, being duly sworn, says:

My name is Frank Hoffer, of the firm of Hoffer & Co.; reside at New Albany, Indiana. The State is owing me for potatoes furnished the Southern Prison. The amount is \$414.50. I furnished the potatoes on the 9th of November, 1874. I was to wait thirty days for the pay, and if the Colonel could not pay me in thirty days, he agreed to pay me ten per cent. interest. I do not find my name in the published report of the liabilities of the Warden's report. This was thereason I came here, because I did not see my name in the liabilities of the Prison. Do not know why my name was not published in the report. This amount of \$414.50 is the

amount due me from the State up to the 15th of February, 1875. I would mean now, the same drawing ten per cent interest.

F. HOFFER & CO.

C. W. ROGERS, being duly sworn, says:

My name is Charles W. Rogers ; reside at Jeffersonville, Indiana. I am the bookkeeper of the firm of R. R. Glover & Co., lumber dealers. That between the first of June, 1873, up to October 5, 1874, the said firm of R. R. Glover & Co., furnished to the State of Indiana 49,570 feet common boards, box boards, and fencing, amounting to \$1,239.25, and 505 studs, amounting to \$126.00, and these amounts were taken from the books of said firm, are correct and true.

C. W. ROGERS.

S. D. TOLAND, being duly sworn, says :

My name is Samuel D. Toland ; reside in Jeffersonville, Indiana ; am a bricklayer. I built those houses for Shuler in 1870. The prisoners helped me. I had no free labor. One of the houses was plastered by convict labor ; all the painting was done by prison labor on the houses I built for Shuler. I built no other houses since ; been about the prison since. I do not think I signed any thing. Shuler would sometimes pay me, and Forsythe would pay me. The brick came from the cell house prison. The State team hauled them. The teams were driven by convicts. I worked some for Col. Meriweather. I have worked all around the prison, inside and outside. Have been asked about these brick before. The carpenter work was done partly by prison labor on all of the houses. I have seen cows about the same stable where the State team is kept. Brought corn from the inside of the prison to feed the stock. I know of Col. Shuler fattening hogs, have bought hogs for Shuler, and sold hogs for Shuler over the river. Hogs were fatted by offal from the kitchen. When Shuler came there, the State had but two horses ; I think, in 1870, a pair of mules, one bay and one black ule, and the same mules that wereu there in 1874. The same team that is there now is the same team that hauled brick for the houses I built in 1870, and this team is now called the State team ; this is my understanding.

S. D. TOLAND.

F. M. LOWRY, being duly sworn, says :

My name is F. M. Lowry ; reside at Louisville, Kentucky ; occupation, book-keeper and clerk for Cornwall & Bro., of Louisville, Kentucky. The account, herewith presented, is correct and true, and shows the dealings with L. S. Shuler and Cornwall & Bro., from March 29, 1871, to December 15, 1874 for grease amounting to \$——.

F. M. LOWRY.

T. J. HOWARD, Jr, being duly sworn says :

My name is Thomas J. Howard ; reside at Jeffersonville, Indiana ; did work at the Prison last year, plastering ; did some patch work in the Prison ; plastered several houses for Shuler ; for Shuler's work he furnished the materials. I made mortar. He did not work convicts about his buildings ; done by free labor ; convicts were working about the yard. I think one or two convicts worked on fences about the five houses belonging to Shuler.

T. J. HOWARD, Jr.

JOSEPH BOZEL, being duly sworn, says :

My name is Joseph Bozel ; live at Jeffersonville, Indiana ; am a grain dealer, and furnished grain for the Prison since 1865 ; have furnished hay, flour, meal, corn and shipstuff. My bills have been paid by the State ; never furnished Shuler anything individually ; received vouchers for my pay ; State is owing me now \$244.00, drawing interest at 10 per cent. per annum. I have furnished some feed meal since December 15, 1874 ; furnished some potatoes. Everything I sent to the prison was weighed on their own scales, and they paid me, I taking their word for the amount. So far as any transactions with Shuler, they have been perfectly legitimate, Shuler paying me for everything I furnished for the State.

JOSEPH BOZEL.

M. MICHAEL, being duly sworn, says :

My name is M. Michael ; reside at Jeffersonville, Indiana ; live in one of Col. Shuler's houses. Am a foreman in the Southwestern Car Company's Works. I know John Ready, a convict. I got a

barrel of flour and beef several times, and pork. Have seen convicts working outside the prison walls.

(Signed)

M. MICHAEL.

THOMAS P. SMITH, JR., being duly sworn, says :

My name is Thomas P. Smith, jr.; reside at Louisville, Ky.; am one of the bookkeepers of Smyser, Milton & Co., doing business in Louisville, Ky. The State is indebted to Smyser, Milton & Co., of Louisville, Ky., in the sum of forty-one hundred and forty-seven dollars and ninety-three cents up to February 1st, 1875, on which the State is paying ten per cent. interest. Every sale draws ten per cent. interest after thirty days from the date of said sale. Five hundred and five dollars and eighty-three cents of this amount charged to the State of Indiana is for mill feed.

THOS. P. SMITH, JR.

PAT HALEY, being duly sworn, says :

My name is Pat Haley; am a resident of Jeffersonville, Ind. I am a guard at the prison; have been there two years next May, being a guard; was State teamster for nearly a year. When I was teamster, have seen high as seven mules and horses in the stable; seen some cows—they were kept in the same stable; all were fed out of one common crib. The stable was located on the ground belonging to the State. I drove the State team about a year. I hauled grease to Louisville—several loads; sometimes I would haul nine barrels to the load, sometimes less; loaded the grease at the State Prison slaughter house. Have seen cattle and sheep slaughtered there. I have seen a carriage at the stable used by Col. Shuler, and sometimes by persons outside; mostly used by Col. Shuler and his family. When I drove the team, it was used for cleaning up yards, etc. I do not know how long Sullivan was confined in his cell. I have guarded him, and four or five others, since December last. I have charge of those who are confined in their cells, and had charge of Rudifer when he escaped. I have had no money for some time; some eight or ten dollars, which was deducted from my wages one month for provisions; have gotten flour, meat, coal and potatoes from the prison stores; have seen convicts grading streets, some in

the spring of 1873. Convicts was working every day during the summer of 1873. More or less convicts were working on the street; have seen three, four or five convicts at work every day. The dirt that was taken out of the street was put in the pond to fill it up. The pond belonged to Shuler and the houses thereon, as I have been informed. I live in my own house. When I moved I was a guard, and after my days work, took the State team and moved to where I now live. Shuler exercised general ownership over horses, mules and cattle. The team I drove was known as the State team, and it was only known as belonging to the State.

PAT HALEY.

JOHN KIRK, being sworn, says:

My name is John Kirk, I reside at Madison, Indiana. I was elected as Director to Prison South, Jan., 11th, 1871. Governor refused to commission; and I brought suit. The question was submitted on state of facts—between the Governor and myself to the court; court deciding in my favor. Governor still refusing to commission me, case carried to Supreme Court; Supreme Court sustained decision of the lower court, and I was commissioned by the Governor on the 18th or 20th of January, 1871. In February, 1871, I went down to the prison and assumed authority, and continued Director two years. When I was enjoined, after we had preferred charges against Shuler, in February, 1871. (Sparks and myself preferred the charges) and those charges was sustained by the majority of the Directors—Sparks and Kirk—Curry, a director, dissenting. We made an order removing Shuler and Sullivan, the moderator. He Shuler, asked time to move, this is granted. . About this time Mr. Sparks was elected Mayor of Jeffersonville, and then these officers refused to give up their respective offices, for the reason that Sparks has accepted the office of Mayor. Vacated his office as director; this was in May, 1871. Mr. Kerskel was appointed in the place of Sparks, thus giving the Republicans a majority in the Board of Directors. I then continued to act as director up to the time I was enjoined in 1873. I thought during this time I learned the working of the institution pretty well. The first two years the claims and vouchers were regularly passed on at our regular meetings. It was our general custom, that we required all bills, claims and vouchers of all kinds, and nature, for anything not for the use of

the Prison to be presented by the Clerk—before they were passed upon; (this was in the first two years). During the first two years, we gave all accounts a thorough examination before allowing them.

There were some things managed that were not as prudently managed as they should have been. My opinion was, they spent too much money; were not close buyers. The greatest fault I had and could find, was in the repairs of prison. In my opinion we did not get enough work done for the money we paid. One of the charges made against Shuler was his misappropriation of the prison labor in building his brick houses. We charge Shuler of using labor belonging to the State to build these houses. The records of the prison we could not get, for the reason guards were placed at the prison and prevented us. We bought a book and made a separate record. The last two years I took no part in the affairs of the prison. I was not recognized by the Board of Directors as one of the Directors, excepting the two last regular meetings. I sold a horse to the State. Mr. Shuler said the State needed a horse; he asked me if I knew of a good horse that would suit; I told him I thought I had one; he asked me the price; I told him \$250; I gave him a description of the horse; the horse was sixteen hands and three inches high, five years old when I sold him. Mr. Shuler said, if he is the kind of a horse you describe, send him down; I will take him. I told Mr. Shuler I would not do that; for him to come up and examine the horse, and if he suited he could have him; if not, he need not take him.

The \$250 which was allowed me for contesting the election of myself vs. Platt, was given me by the Board without any request from me; I did not ask the Board to make the allowance. In a conversation with Messrs. Hill and Munson, Directors, in the presence of Mr. Shuler, I stated that I very much questioned their authority to allow Mr. Platt and myself the amount to defray said expense. While I doubted the legal right, I thought it just. I do not recollect of voting on any resolution indorsing Shuler; the election of Colonel Shuler for Warden, in 1872, was taken by consent. I expected Mr. Shuler would file a bond; all such matters were left to Mr. Curry, a Director, we having every confidence in Curry. I do not know whether Shuler entered into bonds or not; no bond was ever presented to my knowledge. I do not know of any perquisites were belonging to the Warden other than his salary; I never heard the question discussed at any of the meetings. I attended the regular meetings from 1871 to the time my term expired in 1874.

After the charges were preferred against Shuler, he continued to work Prison labor on his houses. I saw them at work. I did not order grading of street in front and rear of Prison. Part of first two years passed upon vouchers; the last two years I did not pass upon any vouchers. I never ordered any money paid for furniture, carpets or chairs for Warden's house. I did not order the stable moved, and the building of a new one. I never saw a voucher dated May 3, 1873, on which Col. Shuler drew \$1,400. I did not pass on any vouchers in 1873. I do not recollect of passing upon any vouchers payable to Col. Shuler; not to my knowledge. I do not recollect of Shuler selling a horse and buggy to the State, nor the purchase of his carriage. At those two meetings I do not recollect of a voucher being shown. The Directors could not have passed upon a great number of vouchers without my knowing it. Munson & Hill did not consult me about any appropriations that were made. I never rode in Col. Shuler's carriage, nor in the State carriage to my knowledge. I never eat but one meal in Col. Shuler's house. I walked to and from the Prison when I went down. I heard them talking about heating up the Prison. I think the improvement a good one for heating up, washing, etc.; I thought it would cost too much money. I do not know about the purchase of fine blankets to my recollection. I was asked about the dress of the prisoners. After talking over the matter, we thought there was no impropriety in trying it. I frequently went through the Prison; about once a month on an average. The Prison is in much better fix now than when I went there. I do not know what they wanted with an architect about the Prison; did not think there was any building that needed an architect. I do not know of any building put up inside with the exception of wash and dry houses. I did not know that an architect had been employed. My understanding is, the State owns two mules and two horses, one roan horse and one black horse. I do not know of Col. Shuler's buying a horse in 1874. I never assisted in taking invoice of property at the Prison. I do not know of any contract with Shuler and the Southwestern Car Company to haul away the debris from Company's grounds for \$1,500. I do not know of the amount of appropriation for the Prison in 1873 and 1874. I have read the proceedings of the meetings. I do not know of the amount of \$7,688.00 being charged against the State for Prison labor in 1873 and 1874.

JOHN KIRK.

B. F. HILL, being duly sworn, says :

My name is B. F. Hill; reside in Carthage, Indiana; am a Director of the State Prison, South; about the 5th of February, 1873, became a Director. Have attended the meetings; have not missed one meeting. I was not a member when Shuler was last elected. I always thought Shuler had given bonds and filed in the Treasurer's office. We were consulted about the grading of the street. I have no distinct recollection that the grading was authorized to be done by official act of the Board, but if it was the records will show it. The Board did not authorize Col. Shuler to employ convicts on his houses. The Board authorized the purchase of a pair of horses. The State owns two mules and two horses; I know them all. The Board authorized the repairing of the greenhouse, the same being in a dilapidated condition. We did not pass upon vouchers at our meetings, Mr. Munson knowing all about them. I do not recollect anything about the voucher of November 3, 1873, We ordered bills paid for the purchase of furniture, carpets, etc., for the Warden's house. I never signed but few vouchers. We never compared vouchers with bills at our meetings. There was no particular amount of furniture ordered for the house. Know two of the rooms in the house. (Here some bills were presented to the witness). He stated he had no recollection of seeing the bills. Have no recollection passing on the bills—(here shown witness). When the panic came we had to have supplies. My brother-in-law had a mill. I told Shuler he would let us have flour on as long time as we could get elsewhere. I told the Colonel about it and he told me to have him send the flour. I receipted the first voucher in my name. Three (3) car loads the State owe for—\$2,000—which is now drawing interest from sixty days after from date of shipment. The bill here shown witness is a correct bill. That flour was ground from selected wheat. The price, \$8.00 per barrel, was the market price, the best brand; we bought this because the baker said it was the cheapest. This \$2,000 has been due since December 10th, 1874, according to the bill; I do not know the Warden was aware that the amount was due on December 10th, 1874. I do not know whether the amount due my brother-in-law is in the printed report of the Warden of December 15th, 1874; I do not see the \$2,000 in the statement of liabilities. I have no recollection of seeing a voucher of \$14,00 drawn in favor of Col. Shuler. The official action of the Board, when they meet, are made matters of record. I did order the stable moved and a new

one built; (most emphatically I did). There was no particular number of stock mentioned. I did approve of the building of the present stable, if not I should have entered my protest of record. I suppose it to be amply commodious for the use of the Prison. I do not know the capacity of the stable. I have rode in the State carriage half dozen or dozen times; it was purchased for the use of the State. I do not know of the purchase of any nice blankets for the State. The Board paid \$500.00 for warehouse, as a compromise to a law suit. I do not know whether Shuler ever paid over the \$100 for which the warehouse was sold to him.

I authorized the employment of an architect; saw no draft of the boiler house. The minutes are always read by the Clerk and approved at our next meeting. I know of no authority of law for the appropriation of any money; only at regular meetings appropriation of public moneys were made by the Board, invested in them by law. We authorized the purchase of Col. Shuler's carriage, I think, at \$500.

About the first conversation I had with Munson, was that he, Munson, done very well last year, but this did not pan out well. I heard Munson say if he were Warden, he would make more money than Shuler had; that he would reduce the expenses. After what the State wanted, we allowed Shuler to have his hides, tallow, etc., we considering this offal.

B. F. HILL.

A. L. MUNSON, being duly sworn, says:

My name is A. L. Munson, reside at Mitchel, Indiana; am a Director in the State Prison South. My understanding is that Col. Shuler got the money for the hides. Do not know of any peculations since I have been Director.

Since I have been a Director of the prison, it has been my understanding, and so far as I know, it has been the understanding of all the other directors, that Col. Shuler was to have all the offal of the prison, including all the hides, and also all the tallow and other grease, excepting what was necessary to make the soap for the prison. I have assented to all the transactions of the Warden so far as know, on general principles. I do not know of any contracts having been made wherein any of the officers connected with said prison were interested. I did not know about Col. Shuler having a contract with the Southwestern Car Company of \$1,500 to remove the

debris from the grounds of the Car Company, until I heard the testimony of witnesses before the committee. I did not know of the State team being worked by Shuler in carrying out that contract. Witness here stated that Shuler owned a mule team. Do not know the driver of the State team, Charles Alden. The State mule team and Col. Shuler's mule team are so much alike I do not know them apart. Since my directorship I have been at the prison on an average of once in three weeks. I would stay generally two nights, and often three or four days. I have been there oftener than any other director. I was elected on January 11th, 1873, and in February, 1873, we had our first regular meeting, and at that time I signed the record that was made December 26th, 1872, which was the month before I was elected to office. What right I had to sign that record is clearly out of my memory.

I have forgotten all about that meeting. I have no recollection of signing those minutes, though it is in my hand writing. I did not know any thing about the allowance of \$1,881 until Keigwin brought it to my mind. At every regular meeting the vouchers and papers were always presented by the clerk for inspection and passed upon. We never passed upon guards' accounts, and discharged convicts' accounts, but they were laid before the Board for review and acceptance. The offal question was never talked of in session. There are hundreds of vouchers passed upon that are never put upon record. It has only been very lately, within the last few days, that I learned Col. Shuler had not given bond. Major Glover, at the Treasurer of State office, told me that Shuler had no bond filed. On general principles, the prison has been conducted to my entire satisfaction. We allowed him, Shuler, the \$400, being governed by a precedent, and that the claim was just. On December 1st, 1874, we allowed Shuler \$200, being an extra allowance for items I have no recollection of. We hardly ever put items down on the records. We granted R. J. Forsythe, the clerk, a leave of absence on condition, (the conditions I have forgotten). My impression was that his pay went on during his absence in *California*. We thought we had the right to give to Kirk and Platt \$250 in the contested election case between Kirk and Platt. They asked the Board for this amount in justice to themselves. It was my understanding that Kirk asked for the allowance. Shuler had a carriage at the prison, and as the State had been using the carriage, and the Board gave him \$500 for the carriage. I do not know of any speculation going on; if there has, I do not know. We sold the old

warehouse to Col. Shuler for \$100, in good faith. I have constituted myself a smelling committee, to ascertain if Col. Shuler had had any interest, directly or indirectly, in the office of Southwestern Car Company Works, and have found out that he, Shuler, is not, in any way, connected with the company. I have always tried my best, and have been convinced that he has not. Col. Shuler has bitterly denied it. I have been told by Shuler that he, Shuler, has stock in a shoe factory in Indianapolis. I have seen some of his, Shuler's, certificates of stock. I have seen a sample of the shoes, and requested Shuler to purchase shoes for the convicts of this stock company. Col. Shuler had bought the furniture, carpets, etc., for his house, before any allowance was made, on his own account; it was allowed on the ground that the State used it, and that I believed it was right, because we had used it, visitors had used it, and we wanted to pay him some thing for it. One of the reasons was, that the furniture was worn out in the service of the State. We authorized the payment of these bills for carpets, etc., because we thought they were right. My understanding is, that these carpets and furniture we bought belong to the State. I don't know how many rooms there are in the Warden's house, and I do not know the size of the rooms. I saw the bill of furniture bought of McCullough. I do not know what became of the furniture that this new furniture took the place of; I know of the new furniture going into the Warden's house. I do not know that the provisions used in entertaining sheriffs, visitors, etc., came from the provision stores. I understand the \$400 allowed to Col. Shuler is to pay for the food eaten by sheriffs, visitors, and officers at Shuler's house. I think it nothing more than simple justice to allow Shuler these amounts for furniture, etc., curtains, gold band china, and, I think, the curtains were liable to the same wear and tear of other furniture of the house.

Question, asked by Senator Johnson.—Were Col. Shuler's curtains worn out by reason of his having entertained the Governor and other visitors any more than they would have been had not such visitors been entertained by said Shuler?

Answer.—Yes, that was my understanding at the time we allowed the furniture bills. I examined them, and [found] them right, and they were allowed. I am a Director of the Prison South, (I am now under oath), and James Keigwin is a Director.

A good many improvements have been ordered; there was re-roofing ordered and mending. The Warden's house has been repaired, inside the prison, the foundation was repaired, and the wood shops

on the east side where the machinery is. The foundry on the west side, the blacksmith shop on the west side, have been repaired. The grading of the street back of the prison, and also in front of the prison, and in fact we instructed the Warden to fix and repair anything necessary to be done. I have not heard all the testimony. The grading of the streets were made by my and Hill's instructions. The reason why we made the streets, thought it would be advantageous to the prison. I never considered the pond healthy. I think the filling up the pond was beneficial to the health of the prison. The physician of the prison, said to me, the filling up of the pond would be beneficial to the health of the prisoners. A question arose with me, whether the State could not buy the pond, and fill it up—to an advantage to the State, I mean sanitary advantage, and health to the prison. Men that are able to work are assigned to the Car Company. There are men assigned to what is called State duty, to the Cooking Department, one or two in the Shoe Shop Department, and some do the tailoring; and some detailed for keeping *cells* clean; some "trusty's" do work outside for the State, such as cleaning yards, and attending to stock, etc. Our object was, those of the prisoners who could not work for the Car Company to allow the Warden to use them. I only know of one brick wall being taken down since I have been there. My impression now is, that I told Shuler to use whatever brick was necessary to make repairs with on the prison. I recollect of telling Shuler to clean up where the old wall stood, and use what was necessary for repairs of prison, and the balance he could have. I can't say that I ever saw the Warden's furniture particularly. I think the general condition, and its repairs a great deal better than when I went there. There ought to be new *cells*, do not think the present ones healthy. With this exception, I think the prison is in good condition.

Ques.—Did all the legitimate accounts for which you gave vouchers, come before your Board for consideration?

Ans.—There have been vouchers presented and passed upon, with no bills, and the genuineness of the bill was taken by the Warden or Clerk. I can not itemize the bills. I can not account for the great mortality in the Prison since the pond was filled up. I can not account for the great number of escapes in the last year.

Quest.—Did you ever protest to the Warden about having so many convicts working outside the walls?

Ans.—No; but I have doubted the propriety of working so many convicts outside the walls. It was my impression that the Warden

reported to the Board of Directors the amount of moneys received for the institution from all sources, but I am not certain that he did. In my working visits between the meetings of the Board was when I looked more particularly into the affairs of the Prison. As I understand the Board kept the record of the reports, as I understood by the law, they should. I did my part as a Director in inspecting the Warden's accounts of the different apartments of the Prison, and the condition, in accordance with the law in section 9 of an act, approved February 5, 1857, so far as I could and to the best of my ability. The Warden has not received, with my consent, for the services required of him by law, anything more than \$1,500 per annum, and the offal of the Prison. Since my Directorship the Board of Directors have not required the Warden to give any bond. I never personally required a bond of Col. Shuler. I thought he had given bond. I have read the report of E. P. Gilpin, Clerk of Prison, and say I don't understand it fully. The \$115 I received from the State funds to defray my expenses at Michigan City and Indianapolis, I think is a question of law whether I had any right to draw it. No order was made of record for this allowance. My impression is, that I was elected in the early part of the session of the Legislature of 1873. I went to Indianapolis before there was a regular meeting of the Board. My understanding is that I visited Michigan City before the 10th of March, 1873. I performed no duties in my official capacity at Michigan City. I performed no official duties at Indianapolis. By consent the Board allowed the \$115.00. Somewhere the law requires the appropriations of the State's money to be made a matter of record. I draw \$800.00 per year from the State funds for my salary as a Director, (quarterly). I have drawn nothing for services, excepting my salary. The law does not allow me anything for expenses as Director. The law does not allow me or the Warden anything for furnishing our houses. The law does not allow me anything for attending Prison Congresses, when acting as a Director. I have no right to any money from the State Treasury, over and above the \$800.00, for my salary. I believe the Board has the right to appropriate the public money when acting in an unofficial capacity for the interests of the penitentiary.

Quest.—Is there any limit beyond which the Board can not go in making these appropriations?

Ans.—Yes, there is a limit.

Ques.—What is that limit?

Ans.—The Board has no right to appropriate money, only for purposes they deem beneficial for the prison and the State.

Quest.—If the Board deemed it beneficial to send a man to *China*, would the Board have the right under the law, to make an appropriation therefor?

Ans.—I refuse to answer the question.

Quest.—Was there anything in law for appropriating the State funds to defray your expenses to St. Louis?

Ans.—I don't know. I am aware the Constitution explicitly says: "No money shall be drawn from the Treasury, but in consequence of appropriation made by law." The carriage the Board bought of Colonel Shuler had been about one-third worn out; the the Board paid five hundred dollars to Colonel Shuler for his old carriage. We had used his carriage, and thought the State ought to buy it. The State officials had used the Warden's furniture, carpets and upholstery, chairs, and we thought it was right to replace them with the State funds. The State officials had also used his (Shuler's) beds. I do not recollect whether the Board have bought any new beds for the Warden's house.

Quest.—If the Board have not already bought new beds for the Warden, with the State funds, ought they not to do so?

Ans.—I have not made up my mind on that question.

Colonel Shuler has not yet expressed his wish to me, that the Board should purchase new beds for his house. [Witness says, "I do not know any more than a horse, what a lambrequin is."]

A. L. MUNSON.

GEORGE B. F. COOPER, being duly sworn, says:

My name is George B. F. Cooper; reside at New Albany, Ind. The amount reported in the Warden's report is correct. The services were, putting in a heating apparatus in the Prison, boilers, piping, engine in the laundry, washing machine, dryer, connection with the kitchen, radiators in the Cell House and hospital, work shop, to the Warden's residence, hot-house, office of the contractors, connection with the Prison dining room. The heating embraces about 603,780 cubic feet, in addition to cooking and doing the laundry. My pay was for services as architect. We put up a dryer, put in water works, four water closets, hopper traps, etc., at the east end of the hospital. I did one and one-half day's work for

Col. Shuler on a little platting, and, getting my meals there, did not make any charge to Shuler or the State. This \$1,222.70 was for my services as architect and in superintending of the various improvement enumerated in the report to the Committee on Public Buildings. The amount of \$125.00 is correct and owing to me by the State on this work. The balance due me is about \$175.00. I performed my last services about the 19th of December, 1874. I have rendered a bill for all my services. I made a bill for the heating apparatus, with drawings, detail bill for the same. I can not furnish a copy of bills, as they were turned over to the Warden, for the piping, etc.

I applied to two parties—Magin's, (through N. H. Duvall), and Hill—for bids. I charged eighty cents per hour for my services ; this is what the Car Company paid me. I was working for several firms at the same time I was working at the Prison. I got a bid from Magin's, through their agent at New Albany, and Hill. I got up the bills for the heating apparatus of the Star Glass Manufacturing Company.

I got the piping of Hill for the prison, he being the lowest bidder, about cost, not over eight cents per foot, inch pipe. I do not recollect what Hill's bid is ; I have seen the bills and they compare with the price ; the bills are at the office of the Warden ; I stopped at the prison on my way here to obtain some papers I left there. (The witness here declined to answer a question, and said, I decline to answer any questions connected with the lead mining company pure connected with my private affairs. I am willing to answer questions in relation to my connection with the State prison.) My labor in the months of September, October, November and December, 1873, consisted in preparing drawings, patterns, etc., in connection with the laundry of the prison. In January and February, 1874, was a continuation of the same work ; in March, April and May, 1874, it was the miscellaneous improvements and the improvements at the residence of the Warden. I supervised the work in June, July and August, 1874. I can not give details of work for May, June, July and August from memory. For September, October, November and December, 1874, I can not give a detailed statement from memory. The last work done in December was supervising work on the heater. The bill here presented the number of hours. I have performed for the State 1,860 hours at 80 cents per hour and six dollars expenses besides. I have rendered a bill to the prison officers for this work. The service included the

measuring and platting of the route of the escape of Kennedy, Port and Applegate. This was to be used in the trial for the conviction of Kennedy. I am not now employed in any connection about the prison; I have examined the work and pronounce it good; there are some floors there should be relaid; two thousand dollars will cover all repairs the prison will need in the next two years, casualty by fire excepted.

GEO. B. F. COOPER.

AUGUST SAUER, being duly sworn, says:

My name is August Sauer; reside in Jeffersonville, Indiana. Am a butcher, been such for fourteen or fifteen years. Hides and tallow are offal (so called). The hides of fat cattle are worth about \$6.00. Fifty pounds of tallow would be a good average, \$2.00 per beef. The average price of beef per pound, and the average price of hides per pound are about the same very near. We call hides and tallow the offal because we consider if the butcher makes the hide and tallow clear, he is making a good profit. The State owes me \$250.00, and Shuler endorsed my note in bank. The beef I sold Shuler went inside the Prison. Five or six different ones came for beef. What I sold on market went to Shuler's house, sometimes two or three dollars worth a day, and that he, Shuler, paid for himself.

AUGUST SAUER.

JOHN VAILEY, being duly sworn, says:

My name is John Vailey; reside in Jeffersonville, Indiana. Am the gardener at the Prison; been gardener at the Prison for three years. I attend to the green house in winter, get out manure on the garden, etc. I have no convicts to work in winter. I get \$25.00 per month with my board and washing. I hear that Shuler gets \$50.00 per month for me. I raise in the garden celery, lettuce, beets, mustard greens, cabbage, some oyster plants, radishes, cucumbers, squashes, onions, parsneps, beans, peas, spinach, butter beans and tomatoes. The Colonel gets his vegetables for the house, and Captain Luke got some. No boquets made, only for Colonel Shuler. The green house is altogether for the use of Colonel Shuler and his family. We paid \$5.00 apiece for *dituria grand defloria*. I use horse and buggy about two months to attend marketing for

Shuler. Colonel Shuler uses all that is raised in the garden for his family. I raised some okra the first year for soup. American people no care for this, so I quit. Our green house is warmed by a steam pipe from the Prison. The Warden's house is warmed and heated by a steam pipe also from the Prison. Mr. Shuler has fourteen cows and a bull, four, five, or six heifers. Convicts milk the cows; a German sometimes. Shuler has fifty or sixty hogs. I board at Mr. Shuler's; eat at the same table with the guards; has some eight or nine boarders beside me. 676 barrels of vegetables came from the garden in 1873. In summer time, five or six months, I have one convict; about twenty-two men not guarded when working for me in the garden. I fix my hot bed ground in November and December. About five or six weeks I have nothing to do in the garden. Two years ago worked all the time in the garden.

JOHN VAILEY.

WILLIAM THIAS, being duly sworn, says :

My name is William Thias, one of the firm of Holmes & Thias; reside at Jeffersonville, Indiana. We furnished supplies for the State Prison, South. When any thing was wanted at the hospital, we furnished it; all was charged to the State. Hospital Steward came, or ordered what he wanted, and we took them down. We have accepted many orders to furnish guards. I know the kitchen steward, and the hospital steward, and the physician. I furnished Forsythe bread; he bought such articles as we had, to sell, of us for the sutler shop in the Prison, and charged to Forsythe. I think we furnished such supplies as we had, in 1872, for his (Forsythe's) sutler shop. I think we furnished Forsythe with such articles we were dealing in, in 1871, 1873, and 1874. Mr. Forsythe frequently told me he wanted bread for the use of the hospital. The account I kept with Forsythe was kept on pass books, and when we settled at the end of each week, or two weeks, I would throw the pass books away, having no further use for them, whenever the pass books were filled up. We have an account with Col. Shuler, such as family supplies. We have sold to Col. Shuler \$2,100, in twenty-five months, worth of family supplies, on a running account. We keep a general grocery, provision, and confectionary store. I do not know of Forsythe ever buying bread from any one else. I never delivered any bread to the hospital. I took

all the bread to the sutler shop. I have been selling more or less to the Prison for the past six years. The goods were delivered by me; were always delivered at the designated points ordered to be done. We have never delivered any thing to Col. Shuler, and charge to prison. Since December 15, 1874, have sold provisions, and taken orders, to the amount of \$300 or \$400, and orders in favor of employees.

WM. THIAS.

PATRICK MALONEY, being duly sworn, says :

My name is Patrick Maloney; reside in Jeffersonville, Indiana. Am a guard at the prison kitchen. I give out supplies to guards and employees of prison. My duty is that when I give anything out, I keep an account of and turn it over to the Clerk of the prison at the end of each month. I do this in all cases. The Warden gets supplies there. I have been in that capacity three or four years. No particular one came for supplies for Shuler; sometimes convicts would come and get supplies for Col. Shuler. The family of Shuler would come and get supplies, beef, flour, coffee, and once in a while beans, potatoes, hams, pork, mutton and lamb. I issue supplies for the hospital. I am ordered to issue supplies to guards at their request. I was instructed by the Warden to let Mr. Michael have goods from the store-house and Mr. Allender; they were men working for the Southwestern Car Company; also George B. F. Cooper, the architect; also Major Luke and E. P. Gilpin; also to Mr. Salveter. (Here the witness presented a memoranda book of how he kept accounts against guards and other persons, said memorandum book containing the names to whom the provisions were sold, the articles, and number of pounds sold to each. To Forsha, beef, flour, coffee, potatoes. Articles to Black, for Alden, for Haley, for Michael, for Allender, for Shuler, for Johnson, for Long, and for articles furnished others.) I never put any price on articles. The beef that the officers get is the best cut. I commenced writing in the book about the middle of February, 1875. I have a new book furnished me every month. I call the items off, and the Clerk takes them. When I fill up the books I throw them away. I take a description of men sometimes, that when they get away I can furnish to other men. I have no particular reason for destroying the books.

No convict has escaped from the Prison. Agitator Johnson got two barrels of flour in February, 1875; Long, one barrel in February, 1875. I do not know what I did with my January book. My January book was similar to the one here. The onions in the Prison were bought; potatoes we buy from farmers. Joel Black got two barrels of flour in February, 1875; A. Carr one barrel of flour; Forshea one barrel of flour in February, 1875. We have not slaughtered any beef at the Prison slaughter house in February, 1875. I do not know the hogs fattened at the Prison come to the Prison store house. Colonel Shuler sells them. I keep the store house. I should think we had two hundred barrels of flour now in the store house; should think sixty or seventy barrels of rump and mess pork were on hand; all that we have on hand now is rump pork; all the pork delivered last fall and this winter is rump pork. We may have about forty barrels of potatoes on hand; feed wheat bread about six days in the week to the prisoners, and corn bread one day in the week to the prisoners. We are out of meal now; fifty or [sixty pounds of coffee on hand. When the guards come for articles I let them have them without any written order. Our meal is made by a mill in the Prison; some of the meal is hauled out to the stock; this is coarse meal we grind for the stock. It has been some time since I ground meal for the stock. The corn we get from the farmers. When provisions are furnished me the Clerk signs all the tickets. I have had boots made at the Prison shoe shop; two pair I think. I furnished the stock myself for one pair. I paid for one pair of them. I paid Deputy Warden Capt. Luke; he charged me \$2.50 when I find the stock; (are calf skin boots). We use from two and a half to three barrels of flour per day for the prisoners. It will take about two barrels of rump pork to make a meal for the prisoners; four hundred and seventy-five pounds of beef would make one meal for the prisoners; would take five barrels rump pork per day for the prisoners. I do not know what the grease would amount to from these five barrels; would make four or five barrels of grease per month from the Prison. I can not tell the amount of grease that has been hauled away. I have charge of the slaughter house; kill the beef. I keep no accounts of hides. I have men to assist me to load the hides. I do not know anything about the number of hides that are sold or go away from the slaughter house; have no idea who sells the hides and grease, etc., nor who buys them.

P. O. MALONEY.

DAVID W. MILLER, being duly sworn, says :

My name is David W. Miller ; reside at New Albany, Floyd county, Indiana. I was Warden of the State Prison, South, from 1856 to 1865. During my Wardenship the State of Indiana, through the Directors, never furnished me with any furniture of any kind or description for the use of the Warden's house, nor did the State furnish me with any buggy, carriage or horses. When I was Warden the State had use for one pair of mules ; this team kept the Prison grounds clean. The Board of Directors never allowed me a cent for the entertaining of visitors, Governor, Sheriffs, etc. The Sheriffs had not the facilities for getting away then as they have now. I think I entertained three Sheriffs to Shuler's one. I never employed an architect for anything connected with the Prison. The average price of labor which I received for convict labor was forty cents per day. I can not recollect the deficit ; half of time I had five hundred prisoners and one-half of them not employed. I think I paid my guards by the month. My guards did not get stores from the State when I was Warden. There was no such rule as rule No. 3 then, as now. I did not get my stores from the Prison. There was no green house when I was there. The State had no use for a park or a green house. I do not think the State of Indiana has any use for a stable with greater capacity than for a team. I did not think the pond was detrimental to the health of my family or the health of the prisoners. I got my ice from the pond for use of Prison. The Warden's house was built on the State grounds for the lessee and Warden of the State, under the old law of the State. Clarksville Avenue, I know, was always a good road to drive over. There was not a sutler shop at the Prison when I was there. I would allow the baker to drive in the yard and sell bread to the convicts. I never carried guards on pay roll to canvass for political office or otherwise. What I called offal was the siftings of the meal and what fell from the table. All grease, etc., I sold and returned proceeds to the State. Two of the Directors and myself went to the Philadelphia Prison Convention. The State paid our expenses, \$150.00. I think I paid Judge Otto \$500.00 when I was sued on my official bond.

Convicts did the garden work ; done by "trustys." I did not pay S. Rum costs in the suit on my official bond. John P. Dunn and Jerry Skeene made a contract for one hundred men. They were to be employed there coopering, except the first summer, when a certain number of them were to make brick on the State grounds.

When they commenced making brick Skeene demanded the man should go to woods to chop wood. I refused to let them go for that purpose. The contract was that they should pay for the labor at the end of every thirty days, and if they failed ten days thereafter the contract was to be void. The first month the contract was complied with ; the second they failed, and I made void the contract. This was the cause of the suit. After, the Board of Directors having sustained me in my duty. I think the sutler shop was established under Meriweather as Warden.

D. W. MILLER.

STATE PRISON, SOUTH,
JEFFERSONVILLE, IND., Feb. 12, 1874.

The sub-committee appointed by the chairman of the Senate Committee on Prisons to examine books and vouchers of said prison, composed of Senators Howard, Johnson and Stockslager, met at 7 o'clock p. m., and organized by the election of Senator Howard as chairman, and S. M. Stockslager as secretary.

The committee proceeded to the examination of the vouchers on file during financial year 1873.

Voucher No. 216.

MARCH 10, 1873.

Amount paid A. L. Munson as expenses at Indianapolis during the session of the Legislature, one hundred and fifteen dollars.

Mr. Munson says he does not recollect of any bill being filed for said expense. The expenses were made during the time he was Director, for expenses at the Legislature while on business outside of duties of his office. He also says he visited Northern Prison and prison at Joliet, Illinois. I was also drawing per diem at that time.

Voucher No. 293.

MAY 9TH, 1874.

Amount paid A. L. Munson for expenses to Prison Congress at St. Louis, forty dollars.

Countersigned :

A. L. MUNSON, Director.

Voucher No. 294.

MAY 9TH, 1874.

Amount paid John W. Sullivan, expenses to Prison Congress at St. Louis, forty dollars.

The committee find that no bills appear for these services, and Mr. Munson says he does not know of any having been filed.

Voucher No. 438.

JULY 1st, 1874.

INDIANA STATE PRISON, SOUTH,
WARDEN'S OFFICE, July 1, 1874.

Treasurer of State will pay to L. S. Shuler for allowance for entertaining visitors, two hundred dollars.

L. S. SHULER,
Warden."

Countersigned :

A. L. MUNSON, Director.

Mr. Munson says that they have been in the habit of allowing that sum half yearly, to the Warden for entertaining Sheriffs, State officers, and other visitors.

APRIL 1, 1873.

An order of the Board entered of record as follows :

It is ordered by the Board that an allowance be made to L. S. Shuler, Warden, one hundred dollars per quarter for the purpose of maintaining Sheriffs, visitors, and others, who may make his house a stopping place while visiting the prison on business, etc., which allowances to be instead of the former or present allowance for the same purpose, and to take effect from January 1, 1873.

A. L. MUNSON,
President.

At date of this allowance Mr. Kirk was enjoined from participating in the action of the Board.

Messrs. Munson and Hill present.

Voucher No. 519.

August 31, 1874.

Paid Geo. D. Sherman, for queensware, one hundred and seventy-four dollars and fifty cents.

L. S. SHULER,
Warden.

Countersigned:

A. L. MUNSON.

The following is a copy of the bill for the above voucher :

LOUISVILLE, KY., August 31, 1874.

INDIANA STATE PRISON,

Geo. D. Sherman, Trustee,

Walter & Brothers :

| | |
|--|----------|
| 5 dozen Hoy Coffee Cups, \$2.25..... | \$11 25 |
| 20 dozen Hoy Coffee Cups, \$1.25..... | 25 00 |
| 20 dozen Hoy Plates, \$1.20..... | 24 00 |
| 20 dozen Granite Soup Plates, \$1.20..... | 24 00 |
| 1 dozen Band China Plates..... | 12 50 |
| 2 Band Covered Dishes, \$2.50.... | 5 00 |
| 2 Band Covered Dishes, \$2.90..... | 5 80 |
| 2 Band Covered Dishes, \$3.10..... | 6 20 |
| 5 Japan Trays, 50c, 75c, \$1.00, \$1.25, \$1.50..... | 5 00 |
| 1 Dinner Set..... | 18 00 |
| | <hr/> |
| | \$136 75 |
| 1 Glass Bowl..... | 1 25 |
| 2 Salvers | 1 60 |
| | <hr/> |
| | \$139 60 |
| Old Bill..... | 34 90 |
| | <hr/> |
| Total | \$174 50 |

Voucher 529.

SEPTEMBER 7, 1874.

Amount paid Geo. D. Sherman, for bill of Queensware, \$38.25.

Countersigned :

A. L. MUNSON.

Clerk of Prison not able to find the bill for above voucher.

Both of above vouchers changed to provision account.

Voucher No. 514.

August 31, 1874.

James McCollough for furniture for Warden's house, six hundred and nine dollars.

The same is charged to repairs of Prison.

Countersigned :

A. L. MUNSON,

Director.

E. P. Gilpin, Clerk, says there was no bill rendered for above voucher.

Voucher No. 444.

July 7, 1874.

Paid to W. H. McNight, on account of furnishing Warden's house, three hundred dollars.

No bill charged up to repairs of Prison.

Countersigned:

A. L. MUNSON.

Voucher No. 517.

August 31, 1874.

Paid to W. H. McNight, for balance of account for repairs to Warden's house, two hundred and one dollars.

Charged to repairs of Prison. No bill on hands.

Voucher No. 94.

March 20, 1874.

To A. L. Sour, for four pots twenty-eight sixty-two.

Charged to garden account.

Voucher No. 153.

April 13, 1874.

To Naucet Neuner for seeds and flowers, seventy-one dollars and seventy-five cents. Charged to garden account.

Voucher No. 409.

June 2, 1874.

To John Kirk, expense of law suit, recently decided by Supreme Court, two hundred and fifty dollars. Charged to expense account.

Voucher No. 467.

July 19, 1874.

Paid to Samuel T. Platt, allowance for expense in law suit, two hundred and fifty dollars.

Charged to expense account.

Mr. Munson says they begged us out of it.

Voucher No. 392.

May 27, 1874.

To L. S. Shuler, for eight head of beef cattle, three hundred dollars. Charged to Prison account.

Clerk says no bill rendered.

Mr. Munson says they were cattle bought of him.

S. M. STOCKSLAGER,

Secretary.

The Directors of the Prison say that Governor Hendricks commissioned Mr. Sullivan as Delegate to Prison Congress at London. He was appointed by the Board.

Mr. Heller moved to lay the report on the table and print one thousand copies.

Mr. Harper moved to refer the same to the Standing Committee on State Prisons.

Mr. Havens moved to lay the motion on the table.

Messrs. Glasgow and Lanham demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Brown of Rush, Burson, Caldwell, Cantley, Collins, Crane, Darnall, Davison, Edwards, Emerson, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heller, Henderson, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown and Mr. Speaker—53.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Brown of Jasper, Charters, Clark, Crumpacker, Dale, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Hopkins, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Miller of Vanderburgh, Morgan, Pfafflin, Ratliff, Ragan, Reno, Ribble, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—42.

So the motion to recommit was tabled.

The question recurring on the motion of Mr. Heller, the same prevailed.

The following message was received from the Senate, by the Secretary thereof:

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

WHEREAS, Senate Bill No. 343 has disappeared from the files of the House of Representatives ; and

WHEREAS, The original bill, as passed by the Senate, is still in the hands of the Secretary ; therefore,

Be it Resolved, That the Secretary of the Senate be directed to prepare an engrossed copy of said bill and transmit the same to the House for its action.

In compliance with said resolution, I herewith transmit to the House of Representatives a copy of said Engrossed Senate Bill No. 343.

Mr. McMichael, from the Committee on Printing, submitted the following report :

MR. SPEAKER :

Your Committee on Printing, to whom was referred Engrossed Senate Bill No. 268, making provisions for the public printing, binding, etc., have instructed me to report the bill back with the recommendation that it do pass.

Which report was^d concurred in.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 361, entitled "A bill to legalize the acts of the Board of Trustees of the town of Worthington.

Mr. Martin of Wells, submitted the following report :

MR. SPEAKER :

The Committee on Corporations, to whom was referred House Bill No. 480, have considered the said bill and direct me to report it back to the House with the recommendation that it pass.

Which report was concurred in.

Mr. Martin of Wells submitted the following report :

MR. SPEAKER :

The Committee on Corporations to whom was referred House Bill No. 478, have had the same under consideration and direct me to report it back to the House without recommendation.

Which report was concurred in.

House Bill No. 112, was read a third time and placed on its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Davis, Emerson, Evans, Forkner, Glasgow, Gossman, Harper, Haynes, Highway, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Leeper, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, McFadden, McMichael, Nash, Osborn, Pate, Pfafflin, Ratliff, Ragan, Reddick, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Marion, Walz, Washburn, Willett, Williams of Lawrence, Wynn and Mr. Speaker—67.

Those who voted in the negative were,

Messrs. Brown of Rush, Dale, Edwards, Favorite, Fulk, Gilbert, Harris of Wayne, Havens, Henderson, Johnston of Dearborn, Lanham, Marvin of Boone, Megenity, McCord, Pyeatt, Ramsey, Reno, Ribble, Shaw, Smith, Thompson of Henry, Trusler and Williams of Brown—23.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 269, entitled "A bill to legalize the official acts of the town of Booneville, Warwick county, Indiana."

Also, Engrossed House Bill No. 138, entitled "A bill for the destruction of wolves and foxes," etc.

Also, Engrossed House Bill No. 164, entitled "A bill to amend section seventy-four of an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases," etc.

Also, Engrossed House Bill No. 97, entitled "A bill to amend section thirty-six of an act entitled 'an act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases,'" etc.

Also, Engrossed House Bill No. 191, entitled "A bill supplementary to an act to establish Superior Courts," etc.

Also, Engrossed House Bill No. 238, entitled "A bill to fix the time of holding Circuit Courts in the Fourth Judicial Circuit," etc.

Also, Engrossed House Bill No. 132, entitled "A bill to prevent the indiscriminate shooting into the roostings and nestings of wild pigeons."

Also, Engrossed House Bill No. 195, entitled "A bill to fix the time of holding court in the Nineteenth Judicial Circuit," etc.

With the following amendments, to-wit:

Also, Engrossed House Bill No. 69, entitled "A bill authorizing Boards of County Commissioners to levy taxes to construct, repair or purchase gravel, macadamized or other improved roads."

With the following amendments, to-wit:

Also, Engrossed Senate Joint Resolution No. 12, entitled "A Joint Resolution to amend article two section 14 of the Constitution."

And the same with amendments are herewith transmitted to the House.

Senate Joint Resolution No. 12. A Joint Resolution to amend article two, section fourteen, of the Constitution.

Be it resolved by the General Assembly of the State of Indiana: That section fourteen of article two of the Constitution be and the same is hereby amended so as to read as follows, to wit:

Section fourteen. All general elections shall be held on the first Tuesday after the first Monday in November until otherwise provided by law.

Amendments to House Bill No. 195.

Amend as follows: In section one on page two at the end of line one insert "at said March and June terms each" and "five weeks at said January and September terms each," and strike out of said section on page two line two the words "each term."

In section three strike out the words "Monday in June" and in lieu thereof insert the words "day of April."

Which amendment was adopted.

Amendments to House Bill No. 95.

Amend section one after line seventeen, "Provided, That when such

Board of Commissioners purchase any gravel or macadamized road, such commissioner shall not pay to exceed thirty per centum of the original cost of construction of such road.

Amend section two after line nine, "*Provided*, That taxes levied upon the taxable property of the township shall not exceed fifty cents on the one hundred dollars in any one year for the purchase or construction of any such road or roads."

Engrossed Senate Bill No. 252 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Brown of Jasper, Burson, Caldwell, Cantley, Clark, Collins, Crane, Darnall, Davison, Davis, Emerson, Forkner, Gilbert, Glasgow, Gossman, Harris of Wayne, Heighway, Heller, Hopkins, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lincoln, Martin of Wells, Miller of Parke, Montgomery, McFadden, McMichael, Osborn, Pate, Pfafflin, Ragan, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Twibill, Washburn, Williams of Lawrence, Wynn and Mr. Speaker—52.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Bence, Brown of Rush, Crumpacker, Dale, Edwards, Favorite, Fulk, Harper, Harris of Madison, Havens, Haynes, Henderson, Johnston of Carroll, Johnson of Dearborn, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Vanderburgh, Morgan, McCord, Nash, Pyeatt, Ratliff, Reddick, Romine, Shaw, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Trusler Walz, Waterman, Willett, Williams of Brown and Woody—40.

So the bill passed.

Engrossed Senate Bill No. 258, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Barney, Bellows, Bence, Brown of Jasper, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Forkner, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Vanderburgh, Montgomery, Morgan, McMichael, Nash, Pate, Patterson, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—83.

Those who voted in the negative were,

Messrs. Arnold, Brown of Rush, Edwards, Law, Miller of Parke, McCord, Osborn, Pyeatt and Thomas—9.

So the bill passed.

Engrossed Senate Bill No. 296 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harper,

Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—84.

Messrs. McMichael and Shaw voting in the negative.

So the bill passed.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed the following concurrent resolution, to wit :

WHEREAS, The General Assembly has indefinitely postponed the erection of a new State House ; and,

WHEREAS, It is necessary to properly dispose of the plans for a State House now in the possession of the State ; therefore,

Resolved by the Senate, the House concurring, That the Joint Committee on Public Buildings cause the four plans recommended to this General Assembly to be deposited in the State Library with the consent of the owners to be safely kept by the Librarian subject to the order of the General Assembly at any future session that they cause all other plans to be delivered, or shipped to their several owners ; that they cause their Secretary to deliver all books and papers of the State relating to the State House to the safe keeping of the Secretary of the State ; that they sell the furniture of their rooms and place the proceeds in the State treasury ; deliver said rooms to the possession of the owner thereof ; dispense with the further service of a Secretary, and close up their business relating

to a State House as soon as possible ; *Provided, further,* That as the General Assembly has not acted on the report of the Special Committee, nor upon the report of the Joint Committee of this General Assembly, and the contest is therefore undetermined as to such plans reported by the majority of the committee, nor upon the report of the minority of such committee, that the owner of any one of said plans may, if he so desires, withdraw from such contest and such withdrawal shall exonerate the State from all liability on account of the same, and that such of said owners as do not withdraw from such contest may perfect any portions of his plans in any particular by depositing with the State Librarian any additional elevation or plan of any story of such plan or other drawing with additional specifications, and more elaborate details of such plans and specifications; *Provided,* That the original drawings and specifications shall be withdrawn or substituted, nor shall any additional drawings, plans or specifications allowed by this resolution change the order of the contest as reported by such committees before the final action of the General Assembly, but the said owners, until the same is changed, shall have the benefit of the said reports in their proper order, to wit :

Charles Eppinghausen, first choice of majority of Committee; J. C. Johnson, second choice of majority of committee; G. B. F. Cooper, third choice of majority of committee; E. E. Myers, first choice of minority of committee.

Which was adopted.

The following message was received from the Senate :

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 453, entitled "A bill regulating the fees of officers and providing penalties for its violation," etc., with the following engrossed amendments thereto, to-wit :

Said bill and amendments are herewith transmitted to the House.

Engrossed Senate Bill No. 288 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Marvin of Fountain, Megenity, Miller of Park, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence Woody, Wynn and Mr. Speaker—83.

Mr. Shaw voting in the negative.

So the bill passed.

Leave of absence was granted Mr. Burson until the end of the present session, on account of sickness.

Leave of absence was granted Mr. Favorite until Monday next at 2 o'clock p. m.

Mr. Davis moved to take the message from the Senate (in regard to Fee and Salary Bill, being Senate Bill No. 318) from the table.

Which motion prevailed.

Mr. Davis moved to concur in the amendments offered by the Senate, by amending the same in this particular, to-wit: by striking out all after the enacting clause, and inserting House Bill No. 453 in lieu thereof.

Mr. Morgan moved that the motion of Mr. Davis do lie upon the table.

Messrs. Osborn and Morgan demanded the ayes and noes.

The question being, shall the motion lie upon the table?

Those who voted in the affirmative were,

Messrs. Bearss, Clark, Crumpacker, Dale, Darnall, Emerson, Favorite, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Parke, Morgan, McFadden, Nash, Osborn, Re^o, Ribble, Shaffer, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Washburn, Waterman, Williams of Lawrence, Woody and Wynn—36.

Those who voted in the negative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Collins, Davison, Davis, Edwards, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Vanderburgh, Montgomery, McCord, McMichael, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Thompson of Marion, Walz, Willett, Williams of Brown, and Mr. Speaker—57.

So the motion to table did not prevail.

Engrossed Senate Bill No. 196 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark,

Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—82.

Mr. Shaw voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 307 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Favorite, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Madison, Havens, Haynes, Heighway, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler,

Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—83.

No one voting in the negative.

So the bill passed.

On motion of Mr. Havens, the House adjourned until 2 o'clock p. m.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

Mr. Marvin of Boone, from the Special Committee to investigate the charges preferred against Thomas J. Mac Intire, Superintendent of the Deaf and Dumb Asylum, submitted the following report:

MR. SPEAKER:

The Select Committee, to whom was referred the charges against the Superintendent of the Deaf and Dumb Asylum, have had the same under consideration and have instructed me to report that on account of the nearness to the close of the session of the Legislature, they could not have time to make a proper investigation. They would add that they are advised that the signature of the party making the charges in this behalf and styling himself "Brown" is fictitious, and that it is of a person who has been discharged from the Institution because of gross misconduct there and elsewhere. Therefore they have instructed me to offer the following resolution:

Resolved, That the Governor be authorized to appoint two suitable persons who, with the Trustees of the Deaf and Dumb Asylum, be requested to investigate the charges preferred by a party styling himself "W. Brown," against Thomas Mac Intire, Superintendent of the Deaf and Dumb Asylum, and after such investigation, report on the same to the Governor.

The report was concurred in, and the resolution adopted:

On motion of Mr. Gilbert the Senate concurrent resolution in regard to the State House Plans, was taken up and adopted.

Mr. Collins was called to the chair.

Mr. Turpie moved a suspension of the order of business, that Senate Bill No. 361 be read a first time.

Which motion prevailed, and the bill was read a first time.

Mr. Turpie moved to suspend the rules and read the bill a second time now

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpackers, Dale, Darnall, Davison, Edwards, Emerson, Evans, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—87.

So the rules were suspended.

Mr. Fulk moved to suspend the rules that the bill may be read a third time now

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Edwards, Emerson, Evans, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—87.

No one voting in the negative.

So the rules were suspended.

Senate Bill No. 361 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of

Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—94.

Messrs. Shaw and Woody voting in the negative.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has adopted the amendments of the House to Engrossed Senate Bill No. 15, with the following amendments to said amendments of the House, to-wit:

And said bill and amendments are herewith returned to the House.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to transmit to the House of Representatives, for the signature of the Speaker thereof, the following enrolled Senate Acts Nos. 124, 337, 151, 281, 77, 218, 199.

On motion of Mr. Davis, the Senate message and amendments to Senate Bill No. 15 was taken up and considered separately.

Mr. Davis moved that the House do not concur in the first amendment.

Messrs. Davis and Shaffer demanded the ayes and noes.

The question being on the non-concurrence in the amendment.

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Rush, Caldwell, Cantley, Crane, Davison, Davis, Edwards, Evans, Gossman, Harris of Madison, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Vanderburgh, Montgomery, McCord, McMichael, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Romine, Shaw, Snyder, Taylor of Daviess, Walz, Washburn, Waterman, Willett, Williams of Brown and Mr. Speaker—52.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Brown of Jasper, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Emerson, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Heighway, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Parke, Morgan, McFadden, Nash, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—42.

So the amendment was not concurred in.

On motion of Mr. Davis the House refused to concur in the second Senate amendment.

Mr. Davis moved that the House do not concur in the third Senate amendment.

Messrs. Glasgow and Harper demanded the ayes and noes.

The question being on the motion of Mr. Davis,

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bellows, Bence, Brown of

Rush, Caldwell, Cantley, Davison, Davis, Edwards, Evans, Gossman, Harris of Madison, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Montgomery, McMichael, Osborn, Pate, Pyeatt, Reddick, Reno, Romine, Shaw, Taylor of Daviess, Walz, Washburn, Willett, Williams of Brown, and Mr. Speaker—48.

Those who voted in the negative were,

Messrs. Anderson, Brown of Jasper, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Emerson, Forkner, Fulk, Gilbert, Harper, Harris of Wayne, Highway, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, McFadden, Nash, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Waterman, Williams of Lawrence, Woody and Wynn—45.

So the amendment was not concurred in.

Mr. Davis moved that the House do not concur in the fourth Senate amendment.

Messrs. Kennedy of Montgomery and Shaffer demanded the ayes and noes.

The question being on the motion of Mr. Davis,

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Brown of Rush, Caldwell, Cantley, Charters, Crane, Davison, Davis, Edwards, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Highway, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Vanderburgh, Montgomery, McCord, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ramsey,

Reddick, Reno, Romine, Shaw, Taylor of Daviess, Trusler, Walz, Washburn, Waterman, Willett, Williams of Brown and Mr. Speaker—55.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Brown of Jasper, Clark, Collins, Crumpacker, Dale, Darnall, Emerson, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Parke, Morgan, McFadden, Osborn, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Twibill, Williams of Lawrence, Woody and Wynn—43.

So the amendment was not concurred in.

On motion of Mr. Davis the House refused to concur in the fifth amendment.

On motion of Mr. Davis the House refused to concur in the Senate's amended title.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that the Senate has adopted the following resolution:

WHEREAS, A message from the House this forenoon, by mistake or otherwise, reported to the Senate the bill on Fees and Salaries, numbered 318, when said bill was not in their possession, but was at the time pending in the Senate. Therefore be it

Resolved, That said message with the accompanying bills or amendments be immediately returned to the House for their action.

Engrossed Senate Bill No. 95, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 88 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 203 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 311 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 207 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 274 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 107 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 336 was read a second time and passed to a third reading.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 368, entitled "A bill providing for the incorporation of State, district and county horticultural associations," etc.

Also, Engrossed House Bill No. 321, entitled "A bill defining the duties of county and township assessors," etc.

Also, engrossed House Bill No. 310, entitled "A bill to legalize bonds and other obligations issued by cities," etc.

Also, Engrossed House Bill No. 118, entitled "A bill to amend sections 33, 37, 43 and supplemental section 6 of school law," etc.

Also, Engrossed House Bill No. 44, entitled "A bill in reference

to county commissioners," etc., with the following engrossed amendments, to-wit :

And the same, with amendments, are herewith transmitted to the House.

Amend by striking out all after the word "bids" in section three, line twenty four, page two.

Also, after the word "offense" in line ten page four, add the following: "And if any county officer including county commissioner shall be guilty of receiving any present or per centage on articles purchased from any firm engaged in the business of furnishing the counties with books or stationery, or from any agent of such firm, directly or indirectly, or if any such firm or its agents should offer any presents or per centage to any county officer in consideration of his influence in obtaining orders or contracts for books or stationery, such officer or firms or agents, shall be deemed guilty of a misdemeanor and be liable to a fine not less than one hundred dollars nor more than five hundred dollars."

Strike out the title and insert in lieu thereof the following :

"A bill to authorize the County Commissioners of the several counties of this State to purchase the books, stationery and other articles of the several county officers and for the conduct of public business, defining penalties and prescribing punishment for violations of the provisions of this act by said commissioners and by other persons therein named," and recommend the adoption of the same as the title to bill.

Engrossed Senate Bill No. 45, was read a second time and passed to a third reading.

Engrossed Senate Bill No. 142 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 129 was read a second time and passed to third reading.

Engrossed Senate Bill No. 217 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 262 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 18 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 321 was read a second time and passed to a third reading.

Engrossed Senate Bill No. 283 was read a second time and passed to its third reading.

Engrossed Senate Bill No. 48, was read a third time and put upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Barney, Bearss, Bellows, Bence, Brown of Rush, Caldwell, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Nash, Pate, Pyeatt, Pfaffin, Ramsey, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—80.

Mr. Lincoln voting in the negative.

So the bill passed.

On motion of Mr. Crane, Senate Joint Resolution No. 12, was taken up and read a first time.

On motion of Mr. Havens, the vote by which Mr. Kennedy's (of Marion) resolution was adopted, was reconsidered.

On motion of Mr. Davis, the resolution was ordered to lie upon the table.

Mr. Crane moved to suspend the rules that Joint Resolution No. 12, be read a second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Barney, Bearss, Bence, Caldwell, Charters, Clark, Collins, Crane, Dale, Davison, Emerson, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Heighway, Heller, Hopkins, Horn, Keightley, Kennedy of Marion, Keunedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Marvin of Boone, Megenity, Miller of Park, Miller of Vanderburgh, Montgomery, Morgan, McFadden, McMichael, Nash, Pate, Pfafflin, Shortridge, Shugart, Taylor of Daviess, Thomas, Trusler, Twibill, Walz, Washburn, Woody and Mr. Speaker.—57.

Those who voted in the negative were,

Messrs. Bellows, Cantley, Crumpacker, Davis, Edwards, Evans, Harris of Madison, Havens, Henderson, Jackson, Johnson of Dearborn, Martin of Wells, Marvin of Fountain, McCord, Osborn, Pyeatt, Ramsey, Ragan, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Smith, Thompson of Marion, Waterman, Willet, Williams of Brown, Williams of Lawrence and Wynn—32.

So the rules were not suspended. .

Engrossed Senate Bill No. 250 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bence, Burson, Brown of

Rush, Caldwell, Cantley, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—87.

Those who voted in the negative were,

Messrs. Bellows and Ramsey—2.

So the bill passed.

On motion of Mr. Heller the message from the Senate, and amendments to House Bill No. 389, were taken up, and the amendments were considered section by section.

Mr. Bence moved that the House do refuse to concur in the Senate amendments.

Mr. McMichael moved the previous question.

Which motion prevailed.

The question being on the motion of Mr. Bence.

Messrs. McMichael and Heller demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Barney, Bence, Brown of Rush, Caldwell, Clark, Crane, Dale, Darnall, Davison, Edwards, Forkner, Fulk, Gilbert, Harris of Madison, Harris of Wayne, Havens, Heighway, Henderson,

Hopkins, Jackson, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Law, Leeper, Martin of Franklin, Marvin of Boone, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Ratliff, Reddick, Reno, Roseberry, Shaw, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Williams of Brown, Woody and Wynn—53.

Those who voted in the negative, were,

Messrs. Ames, Anderson, Arnold, Bellows, Brown of Jasper, Cantley, Collins, Crumpacker, Davis, Emerson, Evans, Glasgow, Gossman, Harper, Haynes, Heller, Horn, Johnson of Carroll, Kennedy of Morgan, Lanham, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Vanderburgh, Montgomery, Pyeatt, Pfafflin, Ramsey, Ragan, Reeder, Ribble, Romine, Shaffer, Shortridge, Thomas, Twibill, Walz, Washburn, Waterman, Willett and Williams of Lawrence—41.

So the motion prevailed.

Mr. Bence offered the following resolution :

Resolved, That the Committee on Judiciary be ordered to report back to this House instanter Senate Bill No. 192, regulating the publishing and price of Supreme Court Reports.

Which was passed over informally by the House.

The following message was received from the Senate by the Secretary thereof :

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 489, entitled "A bill making general appropriation for the years 1875 and 1876, and authorizing certain State officials to make temporary loans in certain specified contingencies therein named, with the following Engrossed Senate amendments, to wit :

Amend Section four, providing for the Governor civil contingent

fund, by striking out the words "one thousand" and inserting in lieu thereof the words "three thousand."

Also, amend section 5, providing for the traveling expenses of the Superintendent of Public Instruction by striking out the words "sixteen hundred dollars" and inserting in lieu thereof the words "six hundred dollars."

Also, amend section 7 by striking out the words "or common pleas."

Also, amend section 16, providing for the traveling expenses of the Superintendent of Public Instruction for 1876, by striking out the words "sixteen hundred dollars," and inserting in lieu thereof the words "six hundred dollars,"

Also, amend section 24, providing for the current expenses of the Institution for the Education of the Deaf and Dumb for the year 1875, by striking out the words "sixty-seven thousand five hundred dollars" and inserting in lieu thereof the words "sixty thousand dollars."

Also, amend section 29 by striking out the words "sixty-seven thousand five hundred dollars," and inserting in lieu thereof the words "sixty thousand dollars."

Also, amend section 35 by striking out the words "thirty-eight circuit judges" and inserting in lieu thereof the words "forty circuit judges."

Also, striking out the words "ninety-five thousand dollars" and inserting in lieu thereof the words "one hundred thousand dollars."

Also, amend section 36 by striking out "thirty-eight" and inserting in lieu thereof "forty," and striking out "nineteen thousand" and inserting in lieu thereof "twenty thousand."

Also, amend by striking out section 38.

Also, amend by striking out sections 44, 45 and 46. ■

Mr. Davis submitted the following report:

MR. SPEAKER:

The Committee on Judiciary, to whom was referred Senate Bill No. 192, have not had time to consider and report upon the same, and therefore return the same to the Senate for its action.

Which report was concurred in.

Engrossed Senate Bill No. 52 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Barney, Bellows, Bence, Caldwell, Charters, Collins, Crane, Davison, Davis, Evans, Forkner, Fulk, Harris of Madison, Heighway, Heller, Hopkins, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, McCord, McMichael, Osborn, Reeder, Ribble, Roseberry, Shaffer, Smith, Snyder, Thomas, Trusler, Twibill, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—51.

Those who voted in the negative were,

Messrs. Arnold, Brown of Jasper, Brown of Rush, Cantley, Clark, Crumpacker, Dale, Darnall, Edwards, Emerson, Gilbert, Glasgow, Gossman, Harris of Wayne, Havens, Henderson, Horn, Johnson of Carroll, Lanham, Megenity, Montgomery, Nash, Pate, Pyeatt, Ramsey, Ratliff, Reddick, Reno, Romine, Shaw, Shortridge, Shugart, Taylor of Daviess, Thompson of Henry, Walz and Williams of Brown—36.

So the bill passed.

The following message was received from the Senate, by the Secretary thereof:

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 277, entitled a bill to amend section 16 of an act entitled "An act concerning promissory notes," etc., approved May 12th, 1852, together with the accompanying Engrossed Senate amendments thereto, and the same are herewith transmitted to the House.

Amend the title by striking out after the notes in third line and insert the following: Bills of Exchange, Bonds, or other instruments in writing, signed by any person who promises to pay money, or acknowledges money to be due or for the delivery of any specific article, or to convey property, or to perform any stipulation therein mentioned, and repealing all laws coming in conflict therewith, approved March 11, 1861. To amend the first section by striking out all after the word "notes," line 12, between and inclusive of the words "May 12, 1852," in line 14, and insert in lieu thereof "Bills of exchange, bonds, or other instruments in writing, signed by any person who promises to pay money or acknowledges money to be due or for the delivery of any specific article, or to convey property, or to perform any stipulation therein mentioned, and repealing all laws coming in conflict therewith," approved March 11, 1861.

On motion of Mr. Darnall the message from the Senate, and amendments to House Bill No. 44, were taken up.

On motion of Mr. Caldwell the message from the Senate, and amendments to House Bill No. 489 were taken up, and the amendments were considered section by section.

Mr. Caldwell moved that the House do not concur in the amendment in regard to the "temporary loan."

Messrs. Collins and Bence demanded the ayes and noes.

The question being on the motion of Mr. Caldwell,

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Rush, Caldwell, Cantley, Collins, Crane, Davison, Davis, Edwards, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Romine, Roseberry, Shaw, Snyder, Taylor of Daviess, Thompson of Henry, Thompson of Marion, Walz, Washburn, Waterman, Willett and Williams of Brown—56.

Those who voted in the negative were,

Messrs. Anderson, Clark, Crumpacker, Dale, Darnall, Emerson, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Vanderburgh, Morgan, McFadden, Pfafflin, Ratliff, Ragan, Reno, Ribble, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—45.

So the motion prevailed.

On motion of Mr. Darnall the amendment in regard to the allowance made to the Superintendent of Public Instruction was not concurred in.

On motion of Mr. Darnall the message of the Senate and the amendments of the Senate to House Bill No. 44 were taken up and the amendments were concurred in.

The amendments to House Bill No. 277 were concurred in.

Engrossed Senate Bill No. 101 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Wynn—78.

Those who voted in the negative were,

Messrs. Martin of Franklin, McMichael, Reno and Trusler—4.

So the bill passed.

Mr. Megenity submitted the following report :

MR. SPEAKER :

Your Committee on Enrolled Bills respectfully report that they have examined Enrolled House Bills Nos. 97, 310, 320, 321, 238, 132, 195, 138, 69, 191, 368, 118, 66, 293, 367, 284, 410, 6, 77, 67, 403, 269, 101, 164, 140, 89, 277, 463, 339, 465, 445, 247 and 490 and find them correctly enrolled, and that they have this day presented said bills to the Governor for his signature.

Engrossed Senate Bill No. 162 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Bence, Brown of Jasper, Clark, Crane, Crumpacker, Dale, Darnall, Edwards, Emerson, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Kennedy of Marion,

Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McFadden, Pyeatt, Ratliff, Ragan, Reeder, Ribble, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Trusler, Twibill, Washburn, Williams of Lawrence, Woody and Wynn—48.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Barney, Bellows, Brown of Rush, Caldwell, Cantley, Collins, Davison, Davis, Evans, Gilbert, Gossman, Harris of Madison, Havens, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Law, Martin of Franklin, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pfafflin, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Thompson of Henry, Thompson of Marion, Walz, Waterman, Williams of Brown and Mr. Speaker—43.

So the bill failed for want of a constitutional majority.

Engrossed Senate Bill No. 100 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Haynes, Highway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson

of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—85.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has adopted the following concurrent resolution :

Resolved by the Senate, the House concurring therein, That a joint committee, to consist of two on the part of the House and two on the part of the Senate, be appointed as a Committee of Conference on House Bill No. 453, and Senate Bill No. 318.

And that under said resolution the President of the Senate has appointed Senators Humphrey and Sleeth as members of said committee.

And said resolution is herewith transmitted to the House.

The message from the Senate in regard to the appointment of a Conference Committee was taken up and agreed to.

The Chair appointed, on behalf of the House, Messrs. Davis and Ames on said committee.

Engrossed Senate Bill No. 219, was read a third time and placed upon its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Anderson, Barney, Brown of Jasper, Caldwell, Clark, Dale, Darnall, Davison, Davis, Evans, Forkner, Fulk, Gilbert, Harper, Heighway, Hopkins, Johnston of Dearborn, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Leeper, Marvin of

Boone, Marvin of Fountain, Megenity, Miller of Parke, Morgan, Nash, Pate, Ramsey, Ratliff, Reeder, Ribble, Romine, Shortridge, Shugart, Smith, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Waterman, Willett and Williams of Lawrence—47.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Bence, Brown of Rush, Cantley, Edwards, Emerson, Gossman, Haynes, Horn, Martin of Wells, Miller of Vanderburgh, Montgomery, McCord, McFadden, Pyeatt, Pfafflin, Reddick, Reno, Roseberry, Shaffer, Shaw, Taylor of Daviess, Taylor of Tipton, Thompson of Marion, Williams of Brown, Woody, Wynn and Mr. Speaker—29.

So the bill passed.

On motion of Mr. Davis, the House adjourned until this evening at 7:30 o'clock.

EVENING SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

Engrossed Senate Bill No. 348 was read a third time and placed upon its passage.

■ The question being, shall the bill pass?

Those who voted, in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bellows, Bence, Caldwell, Cantley, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Forkner, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of

Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—81.

Those who voted in the negative were,

Messrs. Brown of Jasper, Fulk, McMichael, Walz and Woody—5.

So the bill passed.

Engrossed Senate Bill No. 87, was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Barney, Bearss, Bence, Cantley, Charters, Clark, Crane, Crumpacker, Darnall, Davison, Emerson, Forkner, Gilbert, Glasgow, Harper, Harris of Wayne, Haynes, Heighway, Heller, Hopkins, Horn, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Morgan, Marvin of Boone, Miller of Vanderburgh, Morgan, McMichael, Osborn, Pate, Pyeatt, Ramsey, Ragan, Ribble, Shortridge, Snyder, Taylor of Tipton, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Woody and Mr. Speaker—43.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Brown of Jasper, Brown of Rush, Collins, Dale, Evans, Fulk, Gossman, Harris of Madison, Havens, Henderson, Jackson, Johnston of Dearborn, Kennedy of Montgomery, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Miller of Parke, Montgomery McFadden, Nash, Pfafflin,

Raltiff, Ragan, Reddick, Reeder, Romine, Roseberry, Shaffer, Shaw, Shugart, Taylor of Daviess, Thomas, Trusler, Willett, Williams of Brown, Williams of Lawrence and Wynn—50.

So the bill failed for want of a constitutional majority.

Engrossed Senate Bill No. 163 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Emerson, Evans, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—94.

No one voting in the negative.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No 445, entitled "A bill for the protection of passengers on railroads."

Also, I am directed by the Senate to inform the House that the Senate has concurred in the amendment of the House to Senate Bill No. 48.

Also, that the Senate has receded from their amendments to House Bill No. 389, entitled "An act increasing the capacity of the Hospital for the Insane."

Also, that the Senate has passed Engrossed House Bill No. 206, entitled "A bill to enable the owners of wet lands to drain and reclaim the same," etc., with the accompanying engrossed Senate amendments thereto.

Also, that the Senate has passed Engrossed House Bill No. 465, entitled "A bill to authorize the employment of a short hand reporter in certain courts," and the same are herewith transmitted to the House.

On motion of Mr. Willett, the message from the Senate, and the Senate amendments to House Bill 206, was taken up, and the amendments were concurred in.

Amend the title by striking out the words "and to repeal all laws inconsistent therewith, and declaring an emergency."

Also, amend section 2, in line 8, by inserting after the word "drain" a period, and insert the words "said Board" before the word "shall" in said line 8.

Also, insert the word "and" after the word "viewers" in line 11 in said section.

Strike out the word "apportioned" at the end of line 15 and insert in lieu thereof the words "and shall set apart and apportion," and after the word "land" in line 16, insert the words "a share of said work in proportion to the benefits to be derived by such work."

Strike out all the words after the word "same" in line 19 to and to include the word "commissions," in line 20, and insert in lieu thereof the words "and the Commissioners shall hear and determine said matter at their next meeting."

Also, amend section 11 as follows :

Strike out all that part of said section 11 after the word "Commissioners" in line 11 to and to include the word "work" in the 12th line of said section, and to insert after the word "same," in line 14, the following words "their proportionate share of said costs."

Also, amend section 12, line 6, by striking out the word "to" and insert in lieu thereof the word "for."

Also, amend section 15, line 9, by inserting after the word "water" the words "in ordinary stages."

Also, amend section 16, line 3, by striking out the words "and other cases."

Also, amend section 16, line 4, by inserting after the word "fund" the words "of the county."

Also amend the bill, by striking out sections 22 and 23, and in lieu thereof insert the following section :

SEC. 22. The provisions of this act shall not be so construed as to repeal any law of this State now in force to encourage the construction of levees, dykes, and drains, and to enable the owners of wet lands to drain and reclaim the same, but shall be in addition thereto.

Engrossed Senate Bill No. 283 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Heller, Henderson,

Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Martin of Franklin, Martin of Wells, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Osborn, Pate Pyeatt, Pfafflin, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—84.

Those who voted in the negative were,

Messrs. Cantley, Law, Marvin of Boone, McMichael, Nash, Ramsey and Reddick—7.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate refuse to recede from their amendments to House Bill 489, being the general appropriation bill, and respectfully ask that the House concur to the Senate amendments to said bill.

Mr. Havens moved that the House do not concur in the amendments to House Bill No. 489.

Messrs. Woody and Havens demanded the ayes and noes.

The question being on the motion of Mr. Havens.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Brown of Jasper, Caldwell, Cantley, Collins, Crane, Davison, Edwards, Evans, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn,

H. J.—84

Keightly, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Montgomery, McCord, McMichael, Nash, Pate, Pyeatt, Ramsey, Reddick, Romine, Roseberry, Snyder, Taylor of Daviess, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown and Mr. Speaker—53.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Brown of Jasper, Charters, Clark, Crumpacker, Dale, Darnall, Emerson, Forkner, Fulk, Glasgow, Harper, Harris of Wayne, Heighway, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Parke, Miller of Vanderburgh, McFadden, Osborn, Pfafflin, Ratliff, Ragan, Reeder, Reno, Ribble, Shortridge, Shugart, Taylor of Tipton, Thomas, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—46.

So the House refused to accede to the Senate amendments.

Engrossed Senate Bill No. 70 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Brown of Jasper, Caldwell, Cantley, Charters, Clark, Collins, Crane, Dale, Darnall, Edwards, Emerson, Evans, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Heighway, Hopkins, Jackson, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Martin of Wells, Marvin of Boone, Marvin of Fountain, Morgan, Nash, Osborn, Pate, Ragan, Reeder, Ribble, Shaffer, Shortridge, Taylor of Daviess, Taylor of Tipton, Thomas, Trusler, Twibill, Washburn, Williams of Lawrence, and Woody—48.

Those who voted in the negative were,

Messrs. Bellows, Crumpacker, Davison, Gossman, Havens, Haynes, Heller, Henderson, Horn, Johnston of Dearborn, Kennedy of Marion, Lanham, Law, Martin of Franklin, Miller of

Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reno, Romine, Roseberry, Shugart, Snyder, Thompson of Marion, Walz, Wynn and Mr. Speaker—34.

So the bill passed.

Engrossed Senate Bill No. 132, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Crane, Edwards, Emerson, Evans, Fulk, Gilbert, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Morgan, McFadden, Nash, Pate, Pfafflin, Romine, Shortridge, Shugart, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Wynn and Mr. Speaker—46.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Cantley, Collins, Dale, Darnall, Davison, Glasgow, Gossman, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Law, Martin of Franklin, Miller of Vanderburgh, Montgomery, McCord, McMichael, Osborn, Pyeatt, Ramsey, Ragan, Reddick, Reeder, Ribble, Roseberry, Shaffer, Snyder, Trusler, Twibill, Williams of Brown and Woody—35.

So the bill failed for want of a constitutional majority.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate, to inform the House that the Senate

has concurred in the House amendments to Engrossed Senate Bill No. 307.

Also, that the Senate has passed Engrossed House Bill No. 463, entitled "A bill repealing an act entitled 'an act authorizing the assessment of lands for plank, macadamized and gravel road purposes.'"

Also, Engrossed House Bill No. 339, entitled "An act for the encouragement of manufacturing companies."

Also, Engrossed House Bill No. 294, entitled "An act to amend the 467th section of an act fixing the practice act."

Also, Engrossed House Bill No. 490, entitled "An act to prevent the trustees of any of the institutions therein named from borrowing money," etc.

And the same are herewith transmitted to the House.

Engrossed Senate Bill No. 335 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Morgan, McFadden, McMichael, Osborn, Pate, Patterson, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Reddick, Ribble, Romine, Shaw, Shortridge, Shugart, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Wynn—72.

Those who voted in the negative were,

Messrs. Clark, Henderson, McCord, Snyder, Twibill and Williams of Brown—6.

So the bill passed.

The following resolution was introduced by Mr. Caldwell:

Resolved, by the House of Representatives, the Senate concurring,
That a Committee of Conference, consisting of two members of the Senate and two of the House, be appointed by the presiding officer of their respective bodies to confer as to the disagreement of said bodies in relation to House Bill No. 489.

Which resolution was adopted.

The Chair appointed Messrs. Caldwell and Marvin of Boone, as said committee.

Engrossed Senate Bill No. 150 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Brown of Jasper, Brown of Rush, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Emerson, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Taylor of Daviess, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Wynn—78.

Those who voted in the negative were,

Messrs. Bellows, Cantley, Martin of Wells and McMichael—4.

So the bill passed.

Engrossed Senate Bill No. 83 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Collins, Crane, Crumpacker, Dale, Darnall, Edwards, Emerson, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Ragan, Reddick, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—68.

Those who voted in the negative were,

Messrs. Bellows, Caldwell, Cantley, Davison, Evans, Heller, Johnston of Dearborn, Kennedy of Marion, Law, Martin of Franklin, Martin of Wells, Montgomery, Pfaffin and Ramsey—14.

So the bill passed.

Engrossed Senate Bill No. 59, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Clark, Collins, Crane, Dale, Darnall, Davison, Edwards Emerson, Evans, Forkner, Gilbert, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Wells, Marvin of Fountain, Miller of Parke, Montgomery, Morgan, McCord, Osborn, Pate, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—75.

Those who voted in the negative were,

Messrs. Fulk, Glasgow, Heller, Martin of Franklin, Pyeatt and Waterman—6.

So the bill passed.

Engrossed Senate Bill No. 290 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Cantley, Charters, Collins, Crane, Dale, Davison, Edwards, Emerson, Evans, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pyeatt,

Pfafflin, Ramsey, Ratliff, Ragan, Romine, Roseberry, Shortridge, Shugart, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence and Wynn—74.

Those who voted in the negative were,

Messrs. Law, Pate, Reeder, Ribble, Shaffer, Taylor of Tipton and Woody—7.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 492, with the following engrossed amendments thereto, to-wit:

Amend the title by inserting the following: "Defining the duties of officers and prescribing punishments for violating the provisions of this act."

Amend by inserting the following section:

"SEC. 4. No officer or other person having in charge the management or control of any portion of the funds of the State raised either for general or special purposes, shall divert or permit such fund or any portion thereof, to be diverted or used for any other purpose than that for which the same was raised by special levy, without special authority of law, and any person violating any of the provisions of this section shall be deemed guilty of a felony and upon conviction thereof before any court of competent jurisdiction shall be fined in any sum not less than one thousand dollars, nor more than ten thousand dollars, and shall be imprisoned in the State Prison for any period not less than one year."

And said bill and amendments are herewith transmitted to the House.

Engrossed Senate Bill No. 171, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Barney, Bearss, Bellows, Brown of Rush Cantley, Clark, Collins, Crane, Crumpacker, Dale, Davison, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—81.

Mr. Woody voting in the negative.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 261 entitled "A bill to authorize the change of county boundaries," etc. with the following Engrossed Senate amendments, to wit:

And said bill and amendments are herewith transmitted to the House.

Engrossed Senate Bill No. 138 was read a third time and put on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Law, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—83.

Mr. Ramsey voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 282 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Marvin of Boone, Miller of Parke, Miller of Vanderburgh,

Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Ragan, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—82.

Those who voted in the negative were,

Messrs. Edwards, Gossman, Heller, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Martin of Franklin, Martin of Wells, Marvin of Fountain, Ramsey, Walz and Williams of Brown—15.

So the bill passed.

Mr. Martin of Wells, offered the following Joint Resolution :

Resolved, by the House of Representatives, the Senate concurring,
That a Committee of Conference, under the Joint Rule of the Senate and House, be appointed for the purpose of conferring as to the disagreement of the Senate and House in relation to House Bills Nos. 489 and 492.

Which resolution was adopted.

The Chair appointed as said committee Messrs. Caldwell and Forkner, on the part of the House.

Mr. Davis, from the Select Committee on Conference, submitted the following report:

MR. SPEAKER :

The Committee on Conference, appointed by the Senate and House of Representatives, to effect a compromise on the Fee and Salary Bill, have failed to agree, and ask to be discharged.

Which report was received and the Committee discharged.

Engrossed Senate Bill No. 190, was read a third time and placed upon its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Collins, Crane, Crum-packer, Darnall, Davison, Edwards, Emerson, Evans, Favorite, Forkner, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Marvin of Boone, Marvin of Fountain, Miller of Vanderburgh, Morgan, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Taylor of Tipton, Thomas, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—71.

Those who voted in the negative were,

Messrs. Clark, Dale, Fulk, Martin of Wells, Megenity, Miller of Parke, Montgomery, McCord, Ragan, Reno, Taylor of Daviess, Thompson of Henry, Thompson of Marion, and Williams of Brown—14.

So the bill passed.

Engrossed Senate Bill No. 231, was read a third time and, on motion, was ordered to lie upon the table.

Engrossed Senate Bill No. 123 was read a third time and, on motion, was ordered to lie upon the table.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives, that the Senate has concurred in the following resolution of the House:

Resolved by the House, the Senate concurring therein, That a Committee of Conference be appointed for the purpose of conferring as to the disagreement of the Senate and House in relation to House Bills Nos. 489 and 492, and that as such committee on the part of the Senate, the President has appointed Senators Chapman and Harney.

On motion of Mr. Caldwell, the House refused to concur in the Senate amendments to House Bill No. 492.

Engrossed Senate Bill No. 297, was read a third time and placed on its passage

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Charters, Clark, Collins, Crane, Dale, Darnall, Davison, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightley, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McMichael, Osborn, Pate, Pyeatt, Pfaffln, Ramsey, Ratliff, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—71.

Mr. Brown of Rush, voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 56 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—84.

Those who voted in the negative were,

Messrs. Martin of Wells, Taylor of Tipton, and Wynn—3.

So the bill passed.

Engrossed Senate Bill No. 132 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Bence, Brown of Jasper, Caldwell, Cantley, Crane, Crumpacker, Davison, Evans, Forkner, Gilbert, Havens, Hopkins, Horn, Jackson, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Martin of Wells, Miller of Parke, Morgan, McCord, McMichael, Osborn, Pate, Reeder, Reno, Romine, Roseberry, Shortridge, Shugart, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Washburn, Waterman, Willett and Mr. Speaker—43.

Those who voted in the negative were,

Messrs. Bellows, Brown of Rush, Clark, Collins, Dale, Darnall, Edwards, Emerson, Fulk, Glasgow, Harper, Haynes, Heighway, Heller, Johnston of Carroll, Johnston of Dearborn, Keightly, Lincoln, Martin of Franklin, Marvin of Fountain, Miller of Vanderburgh, Montgomery, McFadden, Pyeatt, Pfafflin, Ragan, Reddick, Ribble, Shaffer, Snyder, Trusler, Twibill, Walz, Williams of Brown, Williams of Lawrence, Woody and Wynn—
38.

So the bill failed to pass for want of a constitutional majority.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed Engrossed House Bill No. 247, entitled "An act to amend section two of an act entitled 'an act providing for a geological survey for the preservation of a geological cabinet,'" etc.

Also, Engrossed House Bill No. 343, entitled "An act to amend section three of an act entitled 'an act to authorize cities and towns to negotiate and sell bonds to procure money,'" etc.

Also, Engrossed House Bill No. 409, entitled "An act to amend section seventeen of an act approved May 12th, 1869."

And the same are herewith transmitted to the House.

Engrossed Senate Bill No. 141 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crumpacker, Davison,

Emerson, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McFadden, McMichael, Nash, Osborn, Pate, Pfafflin, Ramsey, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shugart, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence and Mr. Speaker—67.

Those who voted in the negative were,

Messrs. Anderson, Dale, Darnall, Edwards, Harris of Wayne, Johnston of Dearborn, Pyeatt, Shortridge, Waterman, Woody and Wynn—11.

So the bill passed.

The following message was received from the Senate.

MR. SPEAKER:

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House Acts Nos. 310, 321, 132, 195, 238, 69, 191, 368, 118, 266, 67, 403, 26, 97, 293, 367, 284, 410, 6, 77, 269, 101, 164, 138, 277, 89, 140.

The following message was received from the Senate:

MR. SPEAKER:

By direction of the Senate, I herewith transmit to the House of Representatives, for the signature of the Speaker thereof, the following Enrolled Acts of the Senate, to-wit: Nos. 178, 105, 259, 293, 308, 196, 252, 112, 344.

Engrossed Senate Bill No. 192 was read a third time and placed on its passage.

The question being, shall the bill pass.

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Emerson, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Highway, Heller, Hopkins, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Willett, Williams of Brown, Woody and Wynn—76.

Those who voted in the negative were,

Messrs. Edwards, Evans, Gossman, Haynes, Henderson, Johnson of Carroll, Johnston of Dearborn, Leeper, Martin of Franklin, Pyeatt, Reddick and Williams of Lawrence—12.

So the bill passed.

Engrossed Senate Bill No. 55 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Clark, Collins, Crane, Crumpacker, Dale, Davison, Emerson, Evans, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Heller, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke,
H. J.—85

Miller of Vanderburgh, Montgomery, Morgan, McFadden, McMichael, Nash, Pate, Pfafflin, Ratliff, Ragan, Reeder, Romine, Roseberry, Shortridge, Shugart, Smith, Snyder, Taylor of Tipton, Thomas, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence and Mr. Speaker—62.

Those who voted in the negative were,

Messrs. Darnall, Edwards, Gossman, Harris of Madison, Havens, Haynes, Heighway, Henderson, Horn, Lanham, Law, McCord, Osborn, Pyeatt, Ramsey, Reddick, Reno, Ribble, Taylor of Daviess, Thompson of Henry, Williams of Brown, Woody and Wynn—23.

So the bill passed.

Engrossed Senate Bill No. 241 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Bearss, Bellows, Caldwell, Cantley, Charters, Clark, Crane, Darnall, Davison, Emerson, Evans, Gossman, Harper, Harris of Madison, Heller, Hopkins, Horn, Johnston of Dearborn, Keightly, Kennedy or Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Martin of Franklin, Martin of Wells, Marvin of Fountain, Miller of Parke, Montgomery, McMichael, Nash, Osborn, Ragan, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody and Wynn—56.

Those who voted in the negative were,

Messrs. Arnold, Brown of Jasper, Collins, Dale, Edwards, Forkner, Fulk, Glasgow, Harris of Wayne, Havens, Haynes, Henderson, Jackson, Johnson of Carroll, Law, Miller of Vanderburgh, Pate,

Pyeatt, Pfafflin, Ramsey, Ratliff, Taylor of Daviess, Taylor of Tipton, Trusler and Williams of Brown—27.

So the bill passed.

Engrossed Senate Bill No. 45 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bence, Brown of Rush, Brown of Jasper, Cantley, Clark, Collins, Crane, Dale, Darnall, Davison, Edwards, Emerson, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heller, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Morgans Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Waltz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—77.

Messrs. Williams of Brown and Woody voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 192, was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Barney, Bence, Brown of Rush, Clark, Collins, Crane, Crumpacker, Dale, Davison, Fulk, Gilbert,

Glasgow, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Marvin of Fountain, Megenity, Miller of Vanderburgh, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—71.

Those who voted in the negative were,

Messrs. Bellows, Edwards, Martin of Franklin, Martin of Wells, Miller of Parke, Ramsey, Washburn and Willett—8.

So the bill passed.

Mr. Megenity submitted the following report from the Committee on Enrolled Bills:

MR. SPEAKER:

Your Committee on Enrolled Bills herewith report that they have presented the following enrolled bills of the House to the Governor for his signature, to-wit: Nos. 409, 343, 294 and 389.

Engrossed Senate Bill No. 302 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Haynes, Heighway, Heller, Henderson, Hopkins,

Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thomson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—86.

Those who voted in the negative were,

Messrs. Harris of Madison and Law—2.

So the bill passed.

Engrossed Senate Bill No. 212 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Brown of Jasper, Cantley, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Shaffer, Shaw, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—80.

Those who voted in the negative were,

Messrs. Brown of Rush, Harris of Madison, Montgomery and Taylor of Daviess—4.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate refuse to recede from their amendments to Engrossed House Bill No. 492, entitled "An act to raise revenue for State and school purposes for the years 1875 and 1876" and respectfully ask the House to concur in said amendments.

And said bill and amendments are herewith returned to the House.

Engrossed Senate Bill No. 341 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Morgan, McCord, McFadden, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Ribble, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—76.

Those who voted in the negative were,

Messrs. Bellows, Crane, Harris of Madison, Horn, Johnston of Dearborn, Law, Martin of Franklin, Martin of Wells, Montgomery, McMichael, Nash, Washburn, Willett and Williams of Brown—14.

So the bill passed.

Engrossed Senate Bill No. 286 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Barney, Brown of Rush, Clark, Collins, Crane, Dale, Darnall, Davison, Davis, Gilbert, Glasgow, Harper, Harris of Wayne, Hopkins, Keightly, Marvin of Boone, Miller of Vanderburgh, Morgan, McFadden, Osborn, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaffer, Shaw, Shugart, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Willett, Williams of Lawrence and Woody—39.

Those who voted in the negative were,

Messrs. Arnold, Bearss, Bellows, Edwards, Emerson, Evans, Forkner, Fulk, Gossman, Harris of Madison, Heller, Henderson, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Morgan, Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Megenity, Miller of Parke, Montgomery, McCord, McMichael, Nash, Pyeatt, Pfafflin, Reddick, Reno, Romine, Snyder, Taylor of Daviess, Trusler, Washburn, Williams of Brown, Wynn and Mr. Speaker—40.

So the bill failed to pass.

Engrossed Senate Bill No. 310 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Barney, Brown of Jasper, Brown of Rush, Cantley, Clark, Collins, Darnall, Emerson, Evans, Gilbert, Glasgow, Harper, Harris of Madison, Harris of Wayne, Heighway, Hopkins, Jackson, Johnston of Dearborn, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Patterson, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion and Mr. Speaker—60.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Bence, Crane, Crumpacker, Dale, Fulk, Heller, Horn, Johnson of Carroll, Keightly, Kennedy of Marion, Snyder, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—25.

So the bill passed.

The following message was received from the Senate by the Secretary thereof.

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 496, with the following Engrossed Senate amendment to said bill, and the same are herewith transmitted to the House.

The following message was received from the Senate, by the Secretary thereof:

MR. SPEAKER:

By direction of the Senate, I herewith transmit to the House of

Representatives for the signature of the Speaker thereof, Enrolled Senate Acts Nos. 100, 101, 283, and 48.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the President of the Senate to inform the House that he signed the following Enrolled acts of the House, to wit: Nos. 247, 445, and 490.

Also, by direction of the Senate, I herewith transmit to the House for the signature of the Speaker thereof, Enrolled Senate Acts Nos. 75, 288, 361, 307, and 250.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the President of the Senate, to inform the House that he has signed Enrolled House Acts Nos. 339, 463 and 465.

The message of the Senate in regard to House Bill No. 489 was taken up and considered by sections.

The following sections of the Senate amendments were not concurred in, to wit :

Sections 8, 12, 1, 17, 18, 19, 22, 26, 27, 29, and 31.

On motion of Mr. Martin of Wells the House refused to concur in the amendments of the Senate to House Bill No.

Mr. Caldwell, from the Committee of Conference on House Bills Nos. 492 and 489, submitted the following report :

MR. SPEAKER :

The Committee of Conference, appointed on behalf of the House and Senate, to whom was referred House Bills Nos. 492 and 489, have considered the same, and report back to the House as a substitute for House Bill No. 492, the following bill, and recommend that it pass :

An act to raise revenue for State purposes, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, and for the payment of the interest on the school bonds, and for the construction of an additional asylum for the insane.

SECTION 1. *Be it enacted by the General Assembly of the State of Indiana,* That a tax for State purposes, for the payment of the interest on the school bonds, and for the construction of an additional asylum for the insane, of thirteen cents on the one hundred dollars in value of all property entered for taxation in the general list of taxables, and fifty cents on each poll, subject by law to taxation, be and the same is hereby authorized and directed to be levied and collected for the present year, one thousand eight hundred and seventy-five, and for the succeeding year one thousand eight hundred and seventy-six, that a tax for the same purposes, of thirteen cents on each one hundred dollars in value for all property entered for taxation in the general list of taxables, and fifty cents on each poll subject by law to taxation, be and the same is hereby authorized and directed to be levied and collected.

SEC. 2. An emergency is hereby declared to exist for the immediate taking effect of this act, therefore the same shall take effect and be in force from and after its passage.

And the Committee further recommend that the Senate amendments striking out of House Bill No. 489 sections 44, 45 and 46 be concurred in by the House, and they recommend the passage by the Senate of House Bill No. 452, authorizing a temporary loan; and they further recommend that section five of House Bill No. 489 be amended as follows:

By inserting the words "and office" after the word "traveling," in the first line of said section.

And that section 16 of said bill be amended as follows:

By inserting the words "and office" after the word "traveling," in the first line of said section.

And that the Senate recede from their amendments to the same sections.

On motion of Mr. Caldwell, the House adjourned until Monday next at 9 o'clock a. m.

MONDAY MORNING.

MARCH 8, 1875—9 O'CLOCK.,

The House met pursuant to adjournment. The Speaker in the chair.

The Journal of Saturday was read in part when, on motion of Mr. Keightly, the further reading thereof was dispensed with.

Mr Martin of Wells, submitted the following report :

MR. SPEAKER :

I am directed by the majority of the Committee on Corporations to report back Senate Bill No. 63, introduced by Hough, with the recommendation that it lie upon the table.

Which was concurred in.

The following report was submitted :

MR. SPEAKER :

Your Committee on Organization of Courts, to whom was referred House Bills No. 464 and 483, have not had time for the consideration of the same, and have directed me to report the same back to the House for its action without any recommendation.

Which was concurred in.

Mr. Willett submitted the following report :

MR. SPEAKER :

Your Committee on Elections, to whom was referred Engrossed Senate Bill No. 140, have considered the same, and direct me to report the same back to the House recommending that it lie upon the table.

Which was concurred in.

Mr. Shaffer offered the following concurrent resolution :

WHEREAS, Proceedings are pending in the Circuit Court of the United States in the District of Indiana, for the purpose of selling the Wabash and Erie Canal ; and,

WHEREAS, The interest of the people of the State are involved in the preservation of the canal ; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Special Committee of the Senate on the Wabash and Erie Canal, and the committee of the House of Representatives on Canals, be continued as a Joint Committee of the General Assembly, during the recess thereof, and that the same be authorized to meet during the recess upon the call of the Chairman of the Senate Committee, to consider the interest of the State and people in respect to the Canal.

Which was not adopted.

Mr. Crane offered the following resolution :

WHEREAS, Upon the report of the Special Committee on the employees of this House, a resolution passed this body instructing the Attorney General to institute suit in certain cases for the recovery of money alleged to have been improperly drawn from the Treasury, and

WHEREAS, There appears to be some doubt as to whether the allegations above mentioned are altogether just ; therefore,

Resolved, That the report of the said committee be stricken from the Journal and the entire matter be left with the Attorney General to take such action as the facts and law in the case may warrant.

Which resolution was adopted.

The following message was received from the Governor :

MR. SPEAKER :

By direction of the Governor, I have the honor to inform the House of Representatives that he has approved and signed enrolled bills of the House numbered and entitled as follows :

No. 190. An act to amend the fifth section of an act entitled "An act to prohibit the collection of tolls on gravel, turnpike, macadamized and plank roads in certain cases, and to provide the mode of declaring charters of such roads forfeited in certain cases, and repealing all laws inconsistent therewith," approved March 5th, 1859, and declaring an emergency. Approved February 25, 1875.

No. 128. An act to repeal section fifty-five of an act to amend an act entitled "An act to authorize and regulate the business of general banking," approved March 3d, 1855, and providing for turning into the general fund certain funds therein named, and declaring an emergency. Approved February 27, 1875.

No. 230. An act to ascertain the location of the boundary line between the State of Indiana and Kentucky, above and near Evansville and making the same evidence in any dispute, and declaring an emergency. Approved February 27, 1875.

No. 207. An act providing for the enclosure of land subject to overflow, and declaring an emergency. Approved March 1, 1875.

No. 220. An act providing for the incorporation of companies formed for the purpose of constructing bridges, for railway, or common roadway purposes, or both, over rivers and streams, forming the boundaries of the State of Indiana, or a part thereof. Approved March 2, 1875.

No. 237. An act legalizing the record and acknowledgements of deeds and mortgages heretofore recorded in any county of this State, when the official character of the officers taking the acknowledgements were not certified to as required by law, and authorizing the record of such deeds and mortgages to be read in evidence and making such record notice to third persons. Approved March 4, 1875.

No. 129. An act to amend an act entitled "An act to incorporate the Indiana Fire and Marine Insurance Company," and declaring an emergency. Approved March 5, 1875.

No. 275. An act to amend an act entitled "An act to divide the State into circuits for judicial purposes, fixing the time of holding the courts therein, abolishing the Court of Common Pleas, and transferring the business thereof to the Circuit Courts, and providing

for the election of judges and Prosecuting Attorneys in certain cases." Approved March 6, 1873, and creating the Thirty-Ninth Judicial Circuit, providing for the appointment of a judge therefor, and repealing all laws and parts of laws inconsistent herewith, and declaring an emergency. Approved March 5, 1875.

No. 200. An act legalizing extensions of plank, gravel and turnpike roads beyond their terminal points, mentioned in the articles of association of companies making such extensions, to to authorize such companies to take tolls for travel over such extensions, and to authorize such extensions to be hereafter made, providing for the inspection of such roads, and what shall be the effect of such inspections, and curing certain defects in the articles of association of such companies. Approved March 5, 1875.

No. 224. An act to fix the time for holding court in the counties comprising the Thirty-fifth Judicial Circuit, and declaring an emergency. Approved March 5, 1875.

No. 153. An act to legalize the acts of the incorporation of the town of Portland, Jay County, Indiana, and to legalize each and every official act of the several Boards of Trustees of said corporation, and all other acts of each and every officer of the same, under an act for the incorporation of towns, defining their powers, providing for the election of officers, and declaring their duties. Approved June 11, 1852; and all by-laws, rules, regulations and proceedings adopted in pursuance thereof. Approved March 6, 1875.

And that he has caused said acts to be deposited in the office of the Secretary of State.

SAMUEL R. DOWNEY,

Private Secretary.

Mr. Marvin of Boone offered the following resolution:

Resolved, That the papers preferring charges against Thomas Mac Intire, Superintendent of the Deaf and Dumb Asylum, be referred to the Trustees of that Asylum, and to the persons appointed by the Governor to investigate said charges.

Which resolution was adopted.

Mr. Glasgow offered the following concurrent resolution :

Resolved by the House, the Senate concurring, That a committee of one Senator and one Representative be appointed by the presiding officers of the two Houses to wait upon his Excellency the Governor and know if he has any further official communications to make to this General Assembly.

Which was adopted, and Mr. Glasgow was appointed on behalf of the House.

Mr. Kennedy of Montgomery, offered the concurrent resolution:

Resolved by the House the Senate concurring, That each member of the Prison Committee be allowed the sum of twenty-five (25) dollars for expenses in visiting State Prison, North, and also each member be allowed the sum of fifteen (15) dollars for expenses in visiting the State Prison, South, and the same be paid out of the special appropriations made to defray the expenses of the General Assembly.

Which resolution was adopted.

Mr. Heller moved that the rules be suspended and Joint Resolution No. — be read a second time.

The question being, shall the rules be suspended ?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Brown of Jasper, Caldwell, Cantley, Collins, Crane, Dale, Edwards, Emerson, Evans, Gilbert, Gossman, Harris of Madison, Heller, Henderson, Hopkins, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Montgomery, Lanham, Law, Leeper, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ragan, Reddick, Romine, Roseberry, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Marion, Trusler Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, and Mr. Speaker—54.

So the rules were not suspended.

On motion of Mr. Romine, the Senate message and Senate concurrent resolution were taken up, and the resolution was adopted.

Mr. Gossman offered the following concurrent resolution :

Resolved, By the House, the Senate concurring, that our Senators in Congress be instructed, and our Representatives be requested to use their endeavors to so amend the laws as to make United States bonds taxable, the same as other property is now taxable by law, and that the Governor be instructed to transmit a copy of this resolution to each of our Senators and members of Congress.

The question being on the adoption of the resolution.

Messrs. Gossman and Kennedy demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Collins, Crane, Davis, Edwards, Gilbert, Gossman, Harris of Madison, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Shortridge, Snyder, Taylor of Daviess, Thompson of Marion, Walz, Washburn, Waterman, Willett and Williams of Brown—57.

Those who voted in the negative were,

Messrs. Clark, Dale, Darnall, Glasgow, Harper, Lanham, Law, Ragan, Ribble, Shaffer, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Twibill, Williams of Lawrence, Woody and Wynn—19.

So the resolution was adopted.

Mr. Lanham offered the following resolution :

Resolved, That the thanks of this House are due and are hereby tendered to Samuel W. Holmes, Principal Clerk; Thomas C. Mayes, Assistant Clerk; James E. Baker, Journal Clerk; Henry Wakeman, Copy Clerk; Moses T. Lewman, Doorkeeper, and all other Clerks and Assistant Doorkeepers of the House, for the able and efficient as well as courteous manner in which they have filled their positions.

Which was unanimously adopted.

Mr. Bence submitted the following report :

MR. SPEAKER :

The Committee on Temperance, to whom was referred House Bills Nos. 470, 466, 17, 45, 8, 37, 34, 131, 76 and 18, report the same back with the recommendation that they be indefinitely postponed.

Which report was concurred in, and said bills laid on the table.

Mr. Martin of Wells offered the following resolution :

Resolved by the House of Representatives the Senate concurring, That each member of the sub-committee on "Affairs of the State Prisons" be allowed the sum of fifty dollars for expenses necessarily incurred by them in the investigation of the Southern Prison, and paid out of the appropriations made at this session for the expenses of Legislature.

Which was adopted.

Mr. Williams of Brown offered the following resolution :

Resolved, That the thanks of this House are due, and are hereby tendered the little boys who have acted as pages upon this floor for their promptness, kindness and courtesy in the discharge of their duties.

Which was adopted.

The following report was submitted from the Special Committee on the Insane Asylum :

MR. SPEAKER:

Your committee appointed specially to investigate certain rumors affecting the management of the Hospital for the Insane, beg leave to report: That with the limited time at their disposal it became a matter of impossibility for them to make a thorough and exhaustive investigation, and that they are therefore able to make but partial answer to the interrogations contemplated in the resolution upon which they were appointed.

The Committee proceeded to the Asylum on Thursday morning, March 4, and made a thorough examination of the condition of the various departments of the building.

We found the various rooms of the Asylum buildings in the most complete order, clean, fresh, and free from all offensive odors. The beds, bedding, furniture, bath rooms, closets and dining rooms, were in the very best order.

Having made as careful and thorough a survey of the buildings as our time would permit of, we next proceeded to the examination of witnesses under oath, touching the charges of "cruel treatment to inmates."

We examined nearly all the attendants of the different wards, as well as Dr. Evarts, the Superintendent, and Mr. Patterson, the Steward, as also the cook and butcher, and three different attendants who had been discharged from the Asylum.

The testimony of each and every witness examined was to the effect that the treatment of inmates was universally kind and humane, that the food was abundant, nutritious, and well cooked, and that in all cases where any attendant in any ward had given way to anger, and had treated inmates with undue harshness, he or she had been promptly discharged for such violation of the Asylum rules.

At a subsequent meeting of Joint Committee, held in Room No. 30, Hotel Bates, we examined a large number of bills, statements, and other papers, standing as vouchers for supplies purchased for the Asylum, failing in any case to find an account of improper purchases, or a showing of the payment of unreasonable prices.

We, therefore, conclude that any and all charges alleging cruelty to inmates of the Hospital for the Insane, are without foundation in truth ; and we further conclude that the management of this institution, by its superintendent, Dr. Evarts, is wise, judicious, humane, and honest.

All of which is respectfully submitted,

GEO. W. BEACH,

Chairman.

CHAS. E. CRANE,

PETER S. KENNEDY.

The message from the Senate and the amendments were taken up and the amendments agreed to.

Mr. Crane offered the following resolution :

Resolved, That the sum of seven dollars and fifty cents be allowed George W. Bence, Chairman of the Special Committee to investigate the affairs of the Insane Asylum for expenses incurred in making the investigation, to be paid out of any funds appropriated for the expenses of the General Assembly.

Which was adopted.

Mr. Kennedy of Marion, offered the following resolution :

Resolved, By the General Assembly, That Samuel A. Hoover be allowed the sum of forty dollars and sixty cents for services, mileage, and ordinary expenses for visiting the Indiana State University, at Bloomington, with the Joint Committee on Public Buildings.

Which was laid upon the table.

Mr. Haynes offered the following resolution :

Resolved, That the thanks of this House are due and are hereby tendered to George S. Davis, Post Master, and John Steeg, Assistant

Post Master, for the able manner in which they have discharged the duties of the office, and for the gentlemanly manner with which they have treated every member of this House.

Which was adopted.

Mr. Wynn offered the following resolution :

Resolved, That the thanks of the House be tendered Thomas Jefferson Bower for the able and fluent manner in which he performed his duty as Reading Clerk of this House.

Which was adopted.

Mr. Collins offered the following resolution :

Resolved, That the Clerk be directed to inform the Senate that the House is now ready to adjourn *sine die*.

Which was adopted.

Mr. Heller offered the following joint resolution No. 13.

Be it Resolved by the General Assembly of the State of Indiana, That for whatever sums of money which may be owing to the State of Indiana, or any of the trust funds of said State for any cause or causes whatever, and from any and all persons whatsoever, on account of the State Prison South, located at Jeffersonville, in said State, or on account of any business contracts, appropriations or any other matters whatsoever connected with said State Prison South, the Attorney General of said State is hereby instructed to make all necessary enquiry, then, if in the opinion of said Attorney General, the facts elicited warrant a prosecution upon the part of the State, he, the Attorney General, is hereby authorized to institute proceedings in behalf of the State.

The question being on the passage of the Joint Resolution,

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence,

Brown of Jasper, Brown of Rush, Cantley, Clark, Collins, Dale, Davis, Edwards, Emerson, Evans, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Snyder, Taylor of Daviess, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—80.

No one voting in the negative.

So the Joint Resolution passed, to institute and prosecute a suit or suits in behalf of said State.

Mr. Glasgow, from the special committee appointed to wait upon the Governor, reported that they had awaited on his Excellency the Governor, and that he had no further communication to make to the House except the following :

THE STATE OF INDIANA,
EXECUTIVE DEPARTMENT,
INDIANAPOLIS, March 8, 1875.

Because of a disagreement between the Senate and House of Representatives as the present session of the General Assembly, failure to pass laws indispensable to the administration of the State government, including the revenue and general appropriation bills, has occurred, and, because thereof, the public welfare requires a special session of the General Assembly,

Therefore, I, Thomas A. Hendricks, Governor of the State of Indiana, do hereby issue this, my proclamation, and call upon the General Assembly of the State of Indiana to convene in special

session on Tuesday, March 9, A. D. 1875, at 9 o'clock in the forenoon.

In testimony whereof, I have hereunto set my hand and caused to be affixed the seal of the State, at the city of [SEAL.] Indianapolis.

THOMAS A. HENDRICKS,

Governor of Indiana.

By the Governor:

JNO. E. NEFF,

Secretary of State.

MR. SPEAKER:

By direction of the Senate I herewith transmit to the House of Representatives, for the signature of the Speaker thereof, Enrolled Senate Acts Nos. 297, 163, 241, 171, 141, 290, 192, 258, 341, 302, 56, 282, 190, 138, 212, 296, 83, 292, 348, 45, 150, 305, 335, 59, 52, 246 and 55.

Engrossed Senate Bill No. 63 was reported back by the Committee on Corporations recommending that it lie upon the table.

Which was so ordered.

Engrossed Senate Bill No. 140 was reported back by the Committee on Elections, recommending it lie on the table.

Which was so ordered.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed the following Concurrent Resolution of the Senate, to-wit:

Resolved by the Senate, the House concurring, That Daniel Macauley be allowed one hundred dollars as extra pay as Reading Clerk of the Senate.

Also, the following resolution:

Resolved, That the Secretary be directed to inform the House of Representatives that the Senate is now ready to adjourn *sine die*.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed the following Concurrent Resolution, to-wit:

WHEREAS, There has existed an error in the principal of the Common School Fund held in trust by Spencer county since June, 1866, by reason of an excess of said principal being by mistake reported as assets; therefore,

Resolved, by the General Assembly of the State of Indiana, That the State Superintendent of Public Instruction and the Auditor and Treasurer of Spencer county be, and they are hereby, authorized to re-open the account between Spencer county and the State, for the purpose of correcting errors, and when said errors have been corrected the said account shall be closed.

Which was adopted.

Mr. Collins offered the following resolution:

Resolved, That the thanks of this House are tendered the Louisville Courier-Journal and its able reporter, Mr. O. O. Stealy, for the impartial and accurate manner in which the proceedings of this House have been published in that newspaper.

Which was adopted.

On motion of Mr. McMichael, the message from the Senate was taken up, and the Concurrent Resolution in regard to the allowance made Daniel Macauley was ordered to lie upon the table, and the Concurrent Resolution in regard to adjournment was concurred in.

On motion of Mr. Crane, Joint Resolution No. 12 was read a second time.

Mr. Marvin of Boone, moved to suspend the rules, that Joint Resolution No. 12 be read a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Barney, Bearss, Brown of Jasper, Clark, Collins, Crane, Emerson, Forkner, Fulk, Gilbert, Glasgow, Harper, Harris of Wayne, Heller, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Marvin of Boone, Megenity, Miller of Vanderburgh, Pfafflin, Ratliff, Ragan, Shaffer, Shortridge, Shugart, Smith, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Wynn—34.

Those who voted in the negative were,

Messrs. Ames, Bellows, Brown of Rush, Caldwell, Cantley, Dale, Darnall, Edwards, Evans, Gossman, Harris of Madison, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Miller of Parke, Montgomery, McFadden, McMichael, Nash, Pate, Pyeatt, Ramsey, Reno, Romine, Roseberry, Shaw, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Willett, Williams of Brown and Mr. Speaker—42.

So the rules were not suspended.

Mr. Woody moved to lay the resolution on the table.

Which motion did not prevail.

Mr. Gilbert moved to amend to amend the resolution by striking out the figures "\$145.75," and inserting in lieu thereof "\$75.00."

Mr. Lanham moved to amend the amendment by making the amount \$50.00.

Which motion prevailed, and the resolution as amended was adopted.

Mr. Megenity offered the following concurrent resolution :

WHEREAS, Thomas S. Briscoë, at the request of the Special Joint Committee to investigate the affairs of the Southern Prison, accompanied said Committee on two occasions to Jeffersonville, involving some two weeks, the expense of telegraphing, and money paid out for the absolute and necessary expenses, and, in addition to satisfactorily discharging the duties of clerk of said Committee, worked night after night in the faithful discharge of his duties as clerk of a large number of standing committees of the House, performing all of said duties ably and satisfactory, therefore be it

Resolved, By the House, the Senate concurring, that he is entitled for such extra labor and expense, to the sum of fifty dollars, and the same is hereby allowed him out of the State Treasury for said extra expense and labor.

Mr. Johnson of Carroll, submitted the following report :

MR. SPEAKER :

The Joint Committee on State Library beg leave to report that they have examined the condition and management of the State Library since the adjournment of the Forty-seventh General Assembly, and find that the condition of the Library has been much improved under the watchful care of the present efficient Librarian, Mrs. Oren, and that during the administration of Mrs. Oren, there have been added to the Library, for the year 1873, books purchased, 30 volumes ; and for the year 1874, 277 volumes ; and for the year 1873, donated 317 volumes ; and for the year 1874, 565 volumes ; showing a rapid increase from both these sources.

The condition of the library rooms have been much improved and the books arranged on the shelving, and in the cases, with more system and order than has heretofore exhibited.

W. P. RHODES,

Chairman Senate Joint Committee.

J. L. JOHNSON,

Chairman House Joint Committee.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has concurred in House concurrent resolution in relation to the appointment of a committee of one from the House and one from the Senate to wait upon the Governor, and ascertain whether he has any further official communication to make to the present General Assembly, and that the President of the Senate has appointed on said committee on the part of the Senate, Senator Sarnighausen.

Mr. Williams of Lawrence offered the following resolution :

Resolved, That the thanks of the House are hereby tendered to Mr. Vought, of the Indianapolis Journal, Mr. Dickerson, of the Sentinel, and Mr. Alexander, of the Cincinnati Gazette, for the courteous and impartial manner in which they have noticed the deliberations of this House.

Which was adopted.

Mr. Leeper offered the following resolution :

Resolved, That the thanks of this House are due to Mr. Buchanan, the Engrossing Clerk, and his assistants, for the prompt and efficient manner in which they have discharged their duties.

Which was adopted.

Mr. Lanham offered the following resolution :

Resolved, That the thanks of the House of Representatives be and are hereby tendered to the clergy of Indianapolis who have so kindly performed the Chaplain service of the House during the present session.

Which was adopted.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House Acts Nos. 294, 343, 206, 409 and 389.

On motion of Mr. Collins, the House adjourned until 4 o'clock p. m.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

On motion of Mr. Johnston of Dearborn, the House adjourned *sine die*.

DAVID TURPIE,

Speaker.

SAM. W. HOLMES,

Clerk.

THOMAS C. MAYS,

Assistant Clerk.

SPECIAL SESSION, 1875.

During the Special Session of the General Assembly of the State of Indiana, begun and held in the city of Indianapolis, on Tuesday, the 9th day of March, A. D. 1875, being the day fixed for the meeting of the same by the following proclamation of the Governor of the State of Indiana, calling the said special session:

PROCLAMATION.

THE STATE OF INDIANA, EXECUTIVE DEPARTMENT,
INDIANAPOLIS, March 8, 1875.

Because of a disagreement between the Senate and the House of Representatives at the present session of the General Assembly, a failure to pass laws indispensable to the administration of the State government, including the revenue and general appropriation bills, has occurred, and because thereof, the public welfare requires a special session of the General Assembly;

Therefore, I, Thomas A. Hendricks, Governor of the State of Indiana, do hereby issue this my proclamation, and call upon the General Assembly of the State of Indiana to convene in special session on Tuesday, March 9, A. D. 1875, at nine o'clock in the forenoon.

In testimony whereof, I have hereunto set my hand and caused to be affixed the seal of the State, at the city of Indianapolis.

[SEAL.]

THOMAS A. HENDRICKS,

Governor of Indiana.

By the Governor:

JOHN E. NEFF, Secretary of State.

In obedience to the foregoing proclamation, the members of the House of Representatives convened in their hall on the day and hour above mentioned.

The Hon. John E. Neff, Secretary of State, called the House to order, and upon a call of the districts, the following members were duly sworn as Representatives of the General Assembly, by the Hon. Samuel H. Buskirk, Chief Justice of the Supreme Court of Indiana :

From the county of Allen—Mahlon Heller and Patrick Horn.
 From the counties of Adams and Wells—Augustus N. Martin.
 From the counties of Brown and Bartholomew—Alfred Williams.

From the county of Boone—Henry M. Marvin.
 From the county of Carroll—James L. Johnson.
 From the county of Cass—James A. Cantley.
 From the county of Clay—George W. Bence.
 From the county of Clark—Thomas S. Bellows.
 From the counties of Crawford and Orange—J. L. Megenity.
 From the county of Clinton—Frank D. Caldwell.
 From the county of Daviess—Harvey Taylor.
 From the county of Decatur—John M. Shaw.
 From the county of Dearborn—C. Johnston.
 From the counties of Dubois and Martin—A. J. Gossman.
 From the county of DeKalb—Miles Waterman.
 From the county of Elkhart—Albert Osborn.
 From the county of Floyd—John S. Davis.
 From the county of Franklin—John S. Martin.
 From the counties of Fayette and Union—Milton Trusler.
 From the county of Gibson—Jacob W. Montgomery.
 From the counties of Grant and Blackford—William Twibill.
 From the county of Green—Martin C. Fulk.
 From the county of Harrison—Samuel Ramsey.
 From the counties of Hendricks and Putnam—Wm. H. Ragan.
 From the county of Henry—Mark E. Forkner.
 From the counties of Henry and Madison—A. R. A. Thompson.
 From the county of Howard—James L. Darnall.
 From the county of Huntington—J. C. Favorite.
 From the counties of Huntington and Wabash—Albert H. Shaffer.
 From the county of Jefferson—James W. Lanham.

From the county of Jackson—A. Davison.

From the county of Jennings—James M. Wynn.

From the county of Johnson—C. McFadden.

From the counties of Jasper and White—George H. Brown.

From the county of Lake—Samuel Ames.

From the county of Laporte—Edward Evans.

From the county of Lawrence—A. J. Williams.

From the county of Madison—G. W. Harris.

From the county of Marion—E. C. Kennedy, James Hopkins, James L. Thompson and David Turpie.

From the counties of Marion and Shelby—E. T. Keightly.

From the county of Monroe—William N. Roseberry.

From the county of Morgan—John Kennedy.

From the counties of Miami and Howard—Samuel Woody.

From the counties of Noble and Elkhart—George T. Barney.

From the county of Montgomery—Peter S. Kennedy.

From the counties of Newton and Benton—James M. Emerson.

From the county of Owen—Jesse H. Reno.

From the counties of Ohio and Switzerland—William P. Pate.

From the county of Putnam—J. G. Edwards.

From the county of Parke—Daniel Thomas.

From the county of Perry—John H. Haynes.

From the county of Pike—James H. Arnold.

From the county of Posey—John Walz.

From the county of Ripley—M. L. Henderson.

From the counties of Scott, Jefferson and Jennings—L. C. Law.

From the counties of Ripley, Rush and Decatur—Barker Brown.

From the county of Rush—Jacob Reddick.

From the county of Spencer—James Romine.

From the county of Sullivan—James L. Nash.

From the counties of St. Joseph and Marshall—Wm. C. McMichael.

From the counties of Fulton, Starke and Pulaski—George Burson.

From the county of Steuben—E. B. Glasgow.

From the county of Tippecanoe—Samuel Shortridge.

From the counties of Tipton and Hamilton—Samuel M. Taylor.

From the county of Vanderburgh—Adolph Pfafflin and Wm. H. Miller.

From the county of Vermillion—E. Y. Jackson, sr.

From the county of Vigo—Joseph Gilbert.

From the county of Warrick—Nathan Pyeatt.

From the county of Washington—Alfred B. Collins.

From the county of Warren—John C. Lincoln.

From the county of Whitley—Thomas Washburn.

From the county of Wabash—Hiram Dale.

From the counties of Delaware and Jay—Matthew Smith.

Those who affirmed were

From the county of Hamilton—Nathan H. Clark.

From the county of Wayne—Branson L. Harris and J. C. Ratliff.

From the county of Grant—C. Shugart.

From the county of Fountain—Jesse Marvin.

From the counties of Montgomery and Parke—John R. Miller.

Mr. Caldwell offered the following resolution :

Resolved by the House of Representatives, That Hon. David Turpie, Speaker of the House at the regular session be, and he is hereby declared to be elected Speaker of the House for this special session ;

That Samuel W. Holmes, Principal Clerk at the regular session be, and he is hereby declared to be elected Clerk of the House for the present special session ;

That Thomas C. Mays, Assistant Clerk of the House during the regular session, be and he is hereby declared elected Assistant Clerk during this special session.

That Moses T. Lewman, Doorkeeper of the House during the regular session, be and he is hereby declared to be elected Doorkeeper during this special session.

Which was adopted.

The following is a list of the appointees of the House of Representatives for the special session of 1875:

DOORKEEPER'S APPOINTMENTS.

M. T. Lewman, Doorkeeper.

Wm. H. Neff, 1st Assistant.

Jesse Johnson, 2d Assistant.

Joseph Smith, 3d Assistant.
 George S. Davis, Postmaster.
 John Steeg, Assistant Postmaster and Paper.
 Frank Ackelmire, Sweeper.
 Wm. Foley, Water-Closet Cleaner.

PRINCIPAL CLERK'S APPOINTMENTS.

Samuel W. Holmes, Principal Clerk.
 T. J. Bowers, Reading Clerk.
 J. D. Armstrong, Entry Clerk.
 A. G. Smith, Registry Clerk.
 W. J. Buchanan, Engrossing Clerk.
 Gus O'Bryan, Engrossing Clerk.
 George W. Palmer, Enrolling Clerk.
 W. H. Hale, Enrolling Clerk.
 Charles Keightley, Clerk's Page.

ASSISTANT CLERK'S APPOINTMENTS.

T. C. Mays, Assistant Clerk.
 James E. Baker, Journal Clerk.
 W. C. Moriarty, Minute Clerk.
 Henry Wakeman, Copy Clerk.
 James C. Walsh, Copy Clerk.
 Frank Crandall, Copy Clerk.
 J. J. Cameron, Copy Clerk.

PAGES.

George B. Reaume.
 James W. Lilly.
 Linn B. Hopkins.
 Lewis Koster.
 Harry Solomon.

On motion of Mr. Davis the rules of the regular session were ordered to be the rules of the special session.

Mr. Caldwell offered the following resolution :

Resolved, That the Senate be informed that the House has organized by electing Hon. David Turpie, Speaker ; Samuel W. Holmes, Principal Clerk ; Thomas C. Mays, Assistant Clerk ; and that Moses T. Lewman, Doorkeeper ; and that the House is now ready to proceed to legislative business.

Which was adopted.

Hon. Samuel W. Holmes, Principal Clerk of the House, submitted the following report :

TO THE HOUSE OF REPRESENTATIVES :

The following statement will show you the condition of the business of the House at the close of the regular session, to-wit :

House Bills on third reading, 429, 106, 476, 406, 375, 84, 428, 474, 330, 436, 31, 307 and 385. Also, House Joint Resolution No. 7.

The following Engrossed House Bills failed to pass for want of a constitutional majority, to-wit: Nos. 426, 301, 22, 219, 55, 78 and 162.

Engrossed Senate Bills on third reading, Nos. 274, 142, 4, 127, 329, 331, 145, 179, 182, 234, 287, 353, 88, 107, 203, 217, 129, 254, 262, 268, 311, 321, 336, 18 and 95.

The following Engrossed Senate Bills failed to pass for want of a constitutional majority: Nos. 70 and 219.

Engrossed Senate Bill No. 362 on second reading.

Engrossed Senate Joint Resolution No. 12, on its third reading.

And the files are now ready for the action of the House.

SAMUEL W. HOLMES,

Clerk of House.

Which was ordered to be spread on the Journal.

Mr. Caldwell offered the following resolution :

Resolved By the House of Representatives that Honorable David Turpie, Speaker of the House at the last regular session be, and he is hereby, declared to be elected Speaker of the House for this special session.

That Samuel W. Holmes, principal clerk at the last session be, and he is hereby, declared elected clerk of the House for the present special session.

That Thomas C. Mays, Assistant Clerk of the House during the regular session be, and he is hereby, declared elected Assistant Clerk during the special session.

That Moses Lewman, Doorkeeper of the House at the regular session be, and he is hereby, declared elected Doorkeeper during this special session.

Resolution adopted.

Mr. Davis moved a call of the House.

Those who answered to their names were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Clark, Collins, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightley, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—35.

Mr. Davis moved to dispense with the further proceedings under the call of the House.

Mr. Martin of Wells offered the following resolution :

Resolved, by the House of Representatives, That we will not renew the contract of the regular session for committee rooms; and that no further contracts for any such purpose be made: but that we will confine ourselves to the use of State property for such purposes.

Which was adopted.

Mr. Williams of Brown offered the following resolution :

Resolved by the House, the Senate concurring, That a committee of two on the part of the House, and a like number on the part of the Senate, be appointed to wait on His Excellency, the Governor, and inform him that the two houses of the General Assembly are now organized and ready to receive any communication which he may desire to make to the General Assembly.

Which was adopted.

Whereupon the Speaker appointed Messrs. Williams of Brown, Collins and Forkner as said committee on the part of the House.

Leave of absence was granted Mr. Willett until Thursday next, at 9 o'clock, a. m., on account of sickness.

Leave of absence was granted Mr. Jackson for one week from to-day.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed the following Concurrent Resolution, to-wit:

Resolved, That a committee of two on the part of the Senate, be

appointed to join a like committee on the part of the House, to wait upon His Excellency, the Governor, to inform him of the organization of the two Houses, and learn of him at what time it will suit his convenience to make whatever communication he may desire to the Legislature, and that under said resolution, as committee on the part of the Senate, the President of the Senate has appointed Senators Peed and Hough.

Mr. Bearss and Mr. Leeper appeared and were duly sworn in as Representatives, the former from the counties of Kosciusko and Fulton, the latter from the county of St. Joseph.

The committee appointed to wait upon the Governor reported that he was now ready to deliver his communication to the General Assembly.

Mr. Woody moved that a committee of two be appointed to inform the Senate that the House was now ready to meet in joint convention for the purpose of receiving the Governor's message.

Which motion prevailed, and the Speaker appointed Messrs. Woody and Henderson as such committee.

JOINT CONVENTION.

The Senate then, in pursuance of the invitation of the House, came into the hall of the House, preceded by the President of the Senate, when the joint session was called to order by the President of the Senate, Hon. Leonidas Sexton.

Senator Chapman moved that a committee of two be appointed to wait on the Governor and inform him that the General Assembly was ready and in waiting for his communication.

Which motion prevailed, and the President of the joint convention appointed Messrs. Chapman and Davis as said committee.

The committee appointed to wait upon the Governor came into the hall accompanied by his Excellency, Thomas A. Hendricks, Governor of the State of Indiana, who advanced to the Speaker's desk and delivered the following message:

GOVERNOR'S MESSAGE.

Gentlemen of the Senate and House of Representatives :

You have been called in Special Session by virtue of the provision of the Constitution, which so authorizes when the Governor shall be of the opinion that the public welfare requires it. It is your duty to provide for the exigency which has involved the public welfare. When that work shall have been completed, the occasion for the Special Session will have ceased, and your adjournment should immediately follow. You are not in session for the purposes of general legislation. At the expiration of the legislative period of the recent session, there was a disagreement between the Senate and House of Representatives upon some general bills which were important, if not essential, to the public welfare. Among these were the revenue and general appropriation bills, bills regulating the fees and salaries of public officers, and bills regulating the sale of intoxicating liquors. These bills should be put in such shape that the judgment of the two houses may harmonize upon them. I ask that they shall receive your immediate attention. By virtue of the act of December 6, 1872, they stand upon the files of the two houses for your action, as if the two sessions had been one and continuous.

The revenue bill should provide for the ordinary expenditures of the State. Indebtedness should not be created to meet such expenditures. By reference to the pending general appropriation bill, you will see that the two houses have agreed upon appropriations for the State service, the benevolent, penal, reformatory, and educational institutions, aggregating about nine hundred thousand dollars each year. Under the re-appraisement, as you provided for at the recent session, the taxable property of the State will probably not exceed eight hundred and fifty million dollars in value. The poll tax will be about one hundred and thirty thousand dollars. Your estimates should anticipate a delinquency of twenty per centum upon both the property and the poll tax. During the years 1875 and 1876, extraordinary expenditures will be required, as follows: For the construction of an additional asylum for the insane, \$350,000. For the payment of bonds likely to be presented during the two years, under the act of December 12, 1872, \$200,000.

And to meet the temporary loan under the act of March 10 1873 \$910,000. Two hundred thousand dollars of that loan will become due on the 12th instant. The Treasurer of State has made provision for its payment. I do not think that good policy requires that these extraordinary expenditures be provided for wholly by taxation. I recommend that the authority to make a temporary loan conferred by the act of March 10, 1873, be continued.

I need not remind you that the subject of the proper adjustment of fees and salaries gave you serious trouble at the late session. I ask you to take it up again and to make such an adjustment as shall be fair both to the people and to the officers. As I suggested in my message in January, all constructive fees and charges should be made impossible, but that the "compensation should be sufficient to command for the public efficient and reliable service, but no greater." Public officers accept their positions with the understanding that their fees and salaries are under legislative control, except in cases in which the constitution otherwise provides; but they have a right to expect that, after their election, their compensation shall not be unreasonably and unjustly reduced.

In my message of January, I expressed my views so fully in relation to the regulation of the sale of intoxicating liquors that I now have but little to add. We are without any efficient law on that subject. Society should not be left in that condition. The judgment of the people has been distinctly expressed, as I believe, in favor of a carefully guarded license law. Their wish and judgment should find expression in your legislation. The Supreme Court, (two Judges dissenting), recently decided that, under existing law, there is no restraint upon the sale of intoxicating liquors on Sunday, in the night time, or on election days, except in the cases of sales of liquor to be drunk upon the premises. I need not urge the importance of legislation to correct the defects in existing law.

The necessity for this special session is to be regretted, but the misfortune is mitigated by the fact that the business demanding your attention is in such condition as to require you to remain in session but a very few days. Before the adjournment of the regular session on yesterday, I communicated to the two Houses my proclamation for this special session. I desired to prevent any interruption in the progress of business. I desired, also, to avoid the occasion for you to travel to your homes. As the act of December 19, 1872,

provides mileage for travel actually performed, I have advised the Auditor of State that any claim for mileage that might be made must necessarily be for constructive travel, and that it should not be allowed. Should you be of the opinion that I am not correct in this construction of the law, your judgment expressed in a joint or concurrent resolution will be at once respected.

I trust that harmony will characterize your proceedings, and that by a successful and prompt dispatch of the public business, you may have the gratification of an early adjournment.

THOMAS A. HENDRICKS,

Governor of Indiana.

EXECUTIVE DEPARTMENT, March 9, 1875.

Whereupon, the Hon. Leonidas Sexton, President of the joint convention, proclaimed that, inasmuch as the business for which the joint convention was called, had been accomplished, that he, therefore, declared the joint convention adjourned *sine die*.

Messrs. William Ribble and Smith McCord appeared and were sworn as Representatives, the former from the county of Delaware, the latter from the county of Hancock.

Mr. Burson offered the following resolution :

Resolved, That the House will proceed to perfect and pass: 1st, The Revenue Bill. 2d, The General Appropriation Bill. 3d, The Specific Appropriation Bill. 4th, The Fee and Salary Bill. 5th, The Bill regulating the pay of members of the General Assembly; and 6th, The Temperance Bill, at its earliest convenience and before proceeding with any other business, and that such legislation shall be the special order of business until its completion.

Which was adopted.

Mr. Martin of Wells, offered the following concurrent resolution:

Resolved by the House of Representatives, the Senate concurring, That a committee of conference be appointed under the joint rule of of said bodies for the purpose of conferring as to the disagreement

of said Senate and House in relation to House Bill No. 496, being the Special Appropriation Bill, lost at the regular session.

Which was adopted.

Mr. Caldwell offered the following resolution :

Resolved, That three thousand copies of the Governor's message be printed. One thousand of that number in German.

Which resolution was adopted.

On motion of Mr. Caldwell, the report of the Conference Committee, in regard to the revenue bill, was taken up.

Mr. Burson moved to suspend the rules, and read House Bill No. 497 a second time now.

The question being, shall the rules be suspended ?

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bellows, Brown of Jasper, Bareson, Caldwell, Cantley, Charters, Collins, Davison, Davis, Edwards, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Haynes, Heller, Henderson, Hopkins, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—72.

Those who voted in the negative were,

Messrs. Ames, Bearss, Brown of Rush, Clark, Dale, Darnall,

Evans, Havens, Horn, Kennedy of Marion, Kennedy of Montgomery, Pate, Shaw and Taylor of Daviess—14.

So the rules were suspended and House Bill No. 497 read a second time.

Hon. David Charters appeared and was duly sworn as Representative from the county of Miami.

Mr. Glasgow offered the following amendment: Amend by striking out all that relates to poll tax.

Messrs. Glasgow and Twibill demanded the ayes and noes.

The question being on the adoption of the amendment,

Those who voted in the affirmative were,

Messrs. Ames, Bearss, Burson, Darnall, Forkner, Glasgow, Havens, Heller, Hopkins, Lincoln, Miller of Vanderburgh, McMichael, Pate, Thomas, Twibill, Washburn, Waterman, Woody and Wynn—19.

Those who voted in the negative were,

Messrs. Arnold, Barney, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Dale, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Gossman, Harris of Madison, Harris of Wayne, Haynes, Henderson, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McFadden, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Taylor of Daviess, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Walz, Williams of Brown, Williams of Lawrence, and Mr. Speaker—67.

So the amendment was not adopted.

Mr. Heller moved to suspend the rules, consider the bill as engrossed and the bill read a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Brown of Rush, Burson, Caldwell, Collins, Davison, Davis, Edwards, Evans, Fulk, Gossman, Harris of Madison, Heller, Henderson, Hopkins, Johnson of Carroll, Johnston of Dearborn, Keightly, Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Romine, Roseberry, Shortridge, Taylor of Tipton, Thompson of Marion, Walz, Washburn, Waterman, Williams of Brown, Wynn and Mr. Speaker—50.

Those who voted in the negative were,

Messrs. Bearss, Brown of Jasper, Cantley, Dale, Darnall, Emerson, Favorite, Forkner, Gilbert, Glasgow, Harris of Wayne, Havens, Haynes, Horn, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Miller of Parke, Miller of Vanderburgh, McFadden, Ratliff, Ragan, Reno, Ribble, Shaffer, Shaw, Shugart, Smith, Taylor of Daviess, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Lawrence and Woody—35.

So the rules were not suspended.

Leave of absence was granted Mr. Clark until Monday next on account of illness.

Leave of absence was granted Mr. Taylor of Daviess, until Monday next.

Mr. Heller offered the following concurrent resolution :

Resolved by the House of Representatives, the Senate concurring,

That this General Assembly do adjourn *sine die* on Tuesday next, the 16th inst., at 12 o'clock.

Which was adopted.

On motion of Mr. Davis the House adjourned until 2 o'clock his afternoon.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

Mr. Morgan appeared and was sworn in as Representative from the county of Hendricks.

Mr. Williams of Brown, offered the following resolution :

Resolved That a committee of conference on the part of the House be appointed to act with a like committee on the part of the Senate whose duty shall be to consider and adjust the difference between the two Houses on House Bill No. 453, and Senate Bill No. 318, on the subject of fees and salaries.

Which was adopted.

The Speaker appointed Messrs. Davison and Pfafflin as said conference committee on the part of the House.

Hon. Martin A. Reeder appeared and was sworn in as Representative from the county of Randolph.

On motion of Mr. Davis the vote taken this morning, by which the Revenue Bill and amendments were ordered to their engrossment, and the bill (being House Bill No. 497,) was read a second time.

When, on motion of Mr. Davison, the amendments passed this morning to their engrossment were ordered to be stricken out.

Mr. Davis moved to suspend the rules, consider the bill engrossed, read a third time, and placed upon its passage.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Caldwell, Cantley, Charters, Clark, Collins, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Harris of Madison, Harris of Wayne, Haynes, Heller, Horn, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lannan, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Smith, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Mr. Speaker—79.

Those who voted in the negative were,

Messrs. Burson, Gossman, Havens, Reno and Williams of Brown—5.

So the rules were suspended.

House Bill No. 497 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,†

Messrs. Ames, Arnold, Barney, Bearss, Bellows, Brown of Jasper, Caldwell, Charters, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Forkner, Fulk, Glasgow, Harris of Madison, Harris of Wayne, Haynes, Heller, Henderson, Hop-

kins, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Smith, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—71.

Those who voted in the negative were,

Messrs. Bence, Burson, Cantley, Gilbert, Gossman, Havens, Horn, Kennedy of Marion, Martin of Wells, Megenity, McMichael, Reddick, Reno, Shaw and Waterman—15.

So the bill passed.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed the following concurrent resolution, to-wit:

Resolved by the Senate, the House concurring therein, That we will proceed to the consideration of the measures recommended in the Governor's message, and such other measures as the interests of the State demand, and that we will transact that business as speedily as possible and adjourn.

Leave of absence was granted Mr. Smith until Friday next, on account of ill health.

On motion of Mr. Havens, the message from the Senate, together with the amendments, were taken up.

Mr. Havens moved to concur in the amendments of the Senate, with the following amendment:

Resolved by the House, the Senate concurring, That we will first

dispose of the six bills referred to in the Governor's Message and as soon as they are disposed of that we adjourn *sine die*.

On motion of Mr. Marvin of Boone, the resolution and amendments were ordered to lie upon the table.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed the following resolution of the House, to-wit:

And that as such committee, on the part of the Senate, the President of the Senate has appointed Senators Rhodes and Wilson.

Resolved, That a Committee of Conference on the part of the House be appointed to act with a like Committee on the part of the Senate, whose duty it shall be to consider and adjust the differences between the two Houses on House Bill No. 453 and Senate Bill No. 318, on the subject of fees and salaries.

Leave of absence was granted Mr. Taylor of Tipton, till next Thursday.

Mr. Williams of Brown, moved to reconsider the vote taken on the resolution in regard to the special order.

Mr. Havens moved that it do lie upon the table.

Which motion did not prevail.

The question recurring on the reconsideration, Meesrs. Kennedy of Montgomery and Glasgow demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Ames, Barney, Bearss, Brown of Jasper, Favorite, Forkner, Gilbert, Glasgow, Harris of Wayne, Haynes, Henderson, Hopkins, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy

of Montgomery, Kennedy of Morgan, Lanham, Leeper, Marvin of Fountain, Miller of Vanderburgh, Morgan, McFadden, Ratliff, Ragan, Reeder, Reno, Ribble, Shaffer, Shortridge, Shugart, Smith, Thomas, Thompson of Henry, Trusler, Twibill, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—41.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Bence, Burson, Caldwell, Cantley, Charters, Collins, Dale, Darnall, Davis, Edwards, Emerson, Evans, Fulk, Gossman, Harris of Madison, Havens, Heller, Horn, Johnson of Carroll, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Miller of Park, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Romine, Roseberry, Shaw, Thompson of Marion, Walz and Washburn—42.

So the motion to reconsider did not prevail.

Mr. Lanham moved to take from the table House Bill No. 470

Mr. Martin of Wells moved to lay the motion on the table.

Messrs. Lanham and Morgan demanded the ayes and noes.

The question being shall the motion lie upon the table?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Brown of Jasper, Burson, Caldwell, Cantley, Charters, Davis, Edwards, Emerson, Evans, Gilbert, Glasgow, Gossman, Harris of Madison, Havens, Haynes, Heller, Henderson, Horn, Johnson of Carroll, Johnston of Dearborn, Keightley, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Thomas, Thompson of Marion, Walz, Washburn, Waterman, Williams of Lawrence, and Woody—56.

Those who voted in the negative were,

Messrs. Bearss, Collins, Dale, Darnall, Favorite, Forkner, Fulk,

Harris of Wayne, Hopkins, Kennedy of Morgan, Lanham, Megen-ity, Morgan, McFadden, Ragan, Ribble, Shaffer, Shortridge, Shugart, Smith, Thompson of Henry, Trusler, Twibill, Williams of Brown and Wynn—25.

So the motion to table prevailed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed engrossed House Bill No. 16, entitled "A bill fixing the salary of the Governor," with the following engrossed amendments, to-wit:

Amend by striking out the word "seven" at the end of line six in section 4 and insert the word "six."

And that the same, and the engrossed amendments, are herewith transmitted to the House.

The foregoing message from the Senate was taken up and the amendments were not concurred in.

On motion of Mr. Davis, the House adjourned until 9 o'clock to-morrow morning.

DAVID TURPIE,

Speaker.

WEDNESDAY MORNING.

MARCH 10, 1875—9 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the chair.

The Journal of yesterday was read and approved.

H. J.—88

Mr. Collins offered the following concurrent resolution :

Resolved, That the House appoint a committee of two, to meet a like committee on the part of the Senate, constituting a committee of free conference on House Bill No. 489, being the General Appropriation Bill.

Which resolution was adopted.

Messrs. Collins and Glasgow were appointed on said committee.

Hon. Theodore Crumpacker, Hon. John D. Heighway and Hon. Joseph H. Anderson appeared and were sworn as Representatives.

Mr. Heighway from the county of Kosciusko.

Mr. Crumpacker from the county of Porter.

Mr. Anderson from the county of Tippecanoe.

Mr. Kennedy of Montgomery offered the following concurrent resolution :

Resolved by the House of Representatives, the Senate concurring, That a Committee of Conference be appointed, consisting of two from each house, to consider and report upon House Bill No. 74, and Senate Bill No. 15, concerning the subject of temperance.

Which resolution was adopted.

And Messrs. Kennedy of Montgomery and Bence were appointed as said committee.

Mr. Keightly offered the following concurrent resolution :

Resolved, That the House of Representatives, the Senate concurring, hold night sessions of two hours, for the purpose of disposing of the unfinished bills of the House and Senate.

Which was adopted.

Mr. Martin of Wells offered the following concurrent resolution :

Resolved by the House of Representatives, the Senate concurring,
That a Committee of Conference, under Joint Rule No. 7, be appointed to confer as to the disagreement of said bodies in relation to House Bill No. 496, the Specific Appropriation Bill.

Which resolution was adopted.

And Messrs. Martin of Wells and Lanham were appointed said committee.

Mr. Marvin of Boone moved a call of the House.

Those who answered to their names were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bence, Brown of Jasper, Burson, Caldwell, Charters, Collins, Crumpacker, Dale, Darnall, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Ramsey, Reddick, Reeder, Ribble, Romine, Roseberry, Shaffer, Shaw, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—77.

Further proceedings under the call of the House were dispensed with.

Leave of absence was granted Mr. Forkner until 2 o'clock this afternoon.

Mr. Gossman offered the following resolution :

WHEREAS, The bills recommended for passage by the Governor are in the hands of the Senate, and therefore not within the reach of action thereupon by this House.

Be it therefore resolved, that the House take up and act upon bills now before this House on their third reading until the bills, so recommended by the Governor, are returned to this House by the Senate, and that as soon as the bills, so recommended, are passed this House adjourn *sine die*.

On motion of Mr. Heller, the resolution was ordered¹ to lie upon the table.

Leave of absence was granted Mr. Reno until to-morrow morning.

Leave of absence was granted Mr. Miller of Vanderburgh, until Thursday next on account of illness in his family.

Mr. Martin of Wells, offered the following resolution :

WHEREAS, The rooms at the Bates House having been given up, and there being no room provided for the Journal and Enrolling clerks, therefore,

Resolved, That the Assistant Clerk be authorized to secure a room at a reasonable rate for the use of Journal and Enrolling clerks, reporting his action to the House for its ratification or rejection.

Which was not adopted.

Leave of absence was granted Mr. Bellows until to-morrow afternoon.

Mr. Marvin of Boone, offered the following resolution :

Resolved, That the Doorkeeper of the House be authorized to request the President of the Senate to deliver up to him the keys of one of the Committee Rooms (used by the Senate) for the use of the Assistant Clerk of the House, and that the Doorkeeper report to the House his action in the premises.

Which was adopted.

The following message was received from the Senate, by the Secretary thereof:

MR SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed the following resolution, to-wit:

Resolved, That House Bill No. 496, and the message thereon, be returned to the House with the request that the message be amended so as to indicate the amendments of the Senate to the bill which the House concurs in and the amendments which they refuse to concur in, and said bill with the message thereon is herewith returned to the House.

Also, that the Senate has passed Engrossed House Bill No. 288, entitled "A bill to amend sections 1 and 2 of an act to fix the per diem and mileage of members of the General Assembly, providing that they furnish their own stationery, and declaring an emergency," with the following engrossed amendments, to-wit: and said bill and amendments are herewith transmitted to the House:

Amend section 1 by adding at the end thereof the following: "*Provided*, That when a special session is called by the Governor to assemble on the day succeeding the expiration of a regular session, no mileage shall be allowed."

Amend by inserting the following as section 3 of the bill: "And be it further enacted, that section 3 of an act entitled 'an act regulating foreign insurance companies doing business in this State, prescribing the duties of the agent thereof, and of the Auditor of State in connection therewith, and providing penalties for the violation of this act, be and the same is hereby amended to read as follows, viz.:

SEC. 3. The Auditor of State shall charge and collect for the State of Indiana, the sum of five dollars in each case for the examination of the statement and investigation of evidence of investment, and two dollars for each certificate of authority issued under the provisions of this act, to be paid by the agent or agents applying for the same, and the Auditor of State shall, on the first Tuesday in April, June, September and December of each year, make to the Treasurer of the State a sworn statement of the number of statements filed in his office, and of the number of certificates issued under the provisions of this act, and of the entire receipts therefor since his last report, and shall pay over to the Treasurer, to go into the general fund of the State, the entire amount of such receipts,

less ten per cent. thereon, which he may retain for his services in collecting the same."

Amend the bill by adding the following section :

SEC. — The pay of the following officers shall be as follows :

| | |
|---|--------|
| Secretary of Senate, per day..... | \$6 00 |
| Assistant Secretary of the Senate, per day..... | 6 00 |
| Reading Clerk, per day..... | 5 00 |
| Minute Clerk, per day..... | 5 00 |
| Doorkeeper of Senate, per day..... | 6 00 |
| Assistant Doorkeeper of Senate, per day..... | 4 00 |
| Postmaster of Senate, per day..... | 3 00 |
| Sweeper of Senate, per day..... | 2 50 |
| Paper Folder of Senate, per day..... | 2 50 |
| Spittoon Cleaner, per day..... | 2 50 |
| Janitor, per day..... | 2 50 |
| Principal Clerk of the House, per day..... | 6 00 |
| Assistant Clerk of the House, per day..... | 6 00 |
| Other Clerks of the Senate and House, per day..... | 4 00 |
| Committee Clerks, per day..... | 3 50 |
| Pages, both Houses, per day..... | 2 00 |
| Reading Clerk of the House, per day..... | 5 00 |
| Principal Journal Clerk of the Senate, per day..... | 5 00 |
| Principal Doorkeeper of the House, per day..... | 6 00 |
| Assistant Doorkeeper of the House, per day..... | 4 00 |

The message from the Senate, in regard to House Bill No. 288, with the Senate amendments, was taken up, and the first amendment was adopted.

When, on motion of Mr. Davis, the further consideration of said amendments was made the special order for 3 o'clock this afternoon.

Mr. Moses T. Lewman, Doorkeeper, submitted the following report:

MR. SPEAKER :

Pursuant to the annexed resolution offered by Mr. Marvin of

Boone, I held a conference with Hon. Leonidas Sexton, and submit the annexed report thereof:

MR. JOHN SMITH,

Janitor Committee Rooms:

Let the bearer have one of the rooms on the third floor for the use of the House Clerks. Put in fire and keep the same in order.

L. SEXTON.

Resolved, That the Doorkeeper of the House be authorized to request the President of the Senate to deliver up to him the keys of one of the committee rooms, (used by the Senate), for the use of the Assistant Clerk of the House, and that the Doorkeeper report to the House his action in the premises.

MARVIN, of Boone.

Passed the House, March 10, 1875.

S. W. HOLMES,

Clerk of House.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

WHEREAS, House Bills No. 492 and 389, passed the House and was amended by the Senate, the House refused to concur, the Senate refused to recede, the House refused to concur in any of the amendments to both of said bills, and asked a committee of Conference.

Which report of the Committee was not agreed to on account of time, on the last day of the regular session for passing bills. The next day the House returned both bills, by order of the House,

again notifying the Senate they had not concurred in. Therefore, be it

Resolved, That House Bill No. 389, being here irregularly, the Secretary be requested to return said bill to the House with this action.

In compliance with said resolution said bill and the Senate amendments thereto are herewith returned to the House.

This resolution was adopted on yesterday, but owing to the adjournment of the House, was not transmitted.

On motion of Mr, Johnston of Dearborn, the message from the Senate, on House Bill No. 489, was taken up.

Mr. Davis moved that the Bill be returned to the Senate with the request that the Senate do point out the irregularities.

Pending which, on motion of Mr. Leeper, the House adjourned until this afternoon at 2 o'clock.

— —

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

The Committee of Conference submitted the following report :

MR SPEAKER :

The Committee of Conference on the disagreement between the two Houses on Senate Bill No. 15, are unable to agree and ask to be discharged.

G. W. BENCE.

P. S. KENNEDY.

Mr. Bence moved that the resolution do lie upon the table.

Messrs. Kennedy of Montgomery and Wynn demanded the ayes and noes.

The question being, shall the resolution lie upon the table ?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Davison, Edwards, Emerson, Evans, Gossman, Harris of Madison, Heller, Hopkins, Horn, Johnston of Dearborn, Kennedy of Marion, Law, Leeper, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Montgomery, McCord, McMichael, Pate, Pyeatt, Ramsey, Reddick, Romine, Thompson of Marion, Walz, Washburn and Williams of Brown—37.

Those who voted in the negative were,

Messrs. Bearss, Charters, Collins, Crumpacker, Dale, Darnall, Favorite, Forkner, Fulk, Harris of Wayne, Heighway, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Miller of Parke, Morgan, McFadden, Osborn, Ragan, Reeder, Ribble, Shaffer, Shaw, Shortridge, Shugart, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—32.

So the resolution was laid on the table.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House Act No. 44.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has adopted the following resolution of the House, to-wit :

Resolved, That the House appoint a committee of two to meet a

like committee on the part of the Senate, constituting a committee of free conference on House Bill No. 489, being the General Appropriation Bill, and that the President of the Senate has appointed as such committee, on the part of the Senate, Senators Chapman and Harney.

Also, that the Senate has adopted the following concurrent resolution of the House, to-wit :

Resolved by the House of Representatives, the Senate concurring, That a Committee of Conference be appointed, consisting of two from each House, to consider and report upon House Bill No. 174 and Senate Bill No. 15, concerning the subject of temperance, and that the President of the Senate has appointed as such committee, on the part of the Senate, Senators Daggy and Davidson.

Also, that the Senate has concurred in the following resolution :

Resolved, By the House of Representatives, the Senate concurring, that a committee of conference, under joint rule No. 7, be appointed to confer as to the disagreement of said bodies in relation to House Bill No. 496, the specific appropriation bills and that the President of the Senate has appointed on the part of the Senate as such committee, Senators Howard and Slater.

And the same is herewith transmitted to the House.

Mr. Davis offered the following resolution :

Resolved, That the three volumes of Gavin & Hord, belonging to Mr. Shugart, having been stolen from him during his absence, it is the sense of this House that he is relieved from any liability to return them to the State or to pay for them.

Which resolution was adopted.

SPECIAL ORDER.

The hour having arrived for the consideration of the Senate amendments to House Bill No. 288, the House resumed consideration thereof.

The second amendment being an amendment in regard to the State Auditor, was not concurred in.

Mr. Caldwell offered the following amendment:

Amend Section — of the Senate amendments to read as follows: After the words "Assistant Clerk of the House per day, \$6," insert the following, "Engrossing and Enrolling Clerks of the House and Senate, \$5 per day."

Which was adopted.

Mr. McMichael offered the following amendment:

By making the per diem of File Clerk of the House and File Clerk of the Senate, five dollars per day.

Which was adopted.

The Senate amendments as amended were concurred in.

The Speaker laid before the House the following communication from the Secretary of State:

INDIANAPOLIS, March 10, 1875.

Mr. Speaker and Gentlemen of the

House of Representatives:

I have the honor to transmit to your honorable body House Bill No. 69, together with the objections of the Governor thereto filed in this office, March 10, 1875.

Very Respectfully,

JOHN E. NEFF,

Secretary of Secretary.

Mr. McMichael moved to reconsider the vote by which the amendments to House Bill No. 288 were concurred in.

Which motion prevailed.

Mr. Caldwell offered the following amendments :

Amend by inserting the following :

“Principal Journal Clerk of the House, per day, \$5.00 ; Minute Clerk of the House, per day, \$5.00 ; Copy Clerks, per day, \$5.00.”

Which was adopted, and the Senate amendments as amended were concurred in.

Mr. Davis submitted a communication from the Clerk of the Supreme Court.

Which was referred to the Conference Committee on Specific Appropriations with the recommendation to insert the allowance in specific appropriation bill.

Mr. Havens offered the following resolution :

Resolved, That the Committee of Free Conference on the Specific Appropriation Bill be instructed to insert the claim of J. J. Palmer for \$3,391.71.

Which was not adopted.

Mr. Shaffer moved to reconsider the vote by which the resolution was not adopted.

Which motion prevailed, and the said resolution was adopted and referred to the Committee of Conference on the Specific Appropriation.

Mr. Davis was called to the chair.

Mr. Leeper offered the following resolution :

Resolved, That the Committee of Free Conference on the Specific Appropriation Bill be instructed to provide in such bill for the payment to each of the members of the sub-committee appointed to investigate the affairs of the State Prison, South, the sum of fifty dollars as compensation for such services.

Which resolution was adopted.

Leave of absence was granted Mr. Pate until Monday next, on account of sickness.

On motion of Mr. Collins, the House adjourned until 9 o'clock to-morrow morning.

DAVID TURPIE,

Speaker.

THURSDAY MORNING.

MARCH 11, 1875—9 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the chair.

The Journal of Wednesday was read and approved.

Messrs. Snyder and Crane appeared and were sworn in as Representatives, the former from the county of Marshal and the latter from the county of Knox.

Leave of absence was granted Mr. Johnson of Carroll until Friday.

Mr. Crumpacker moved a call of the House.

Those who answered to their names were,

Messrs. Ames, Anderson, Arnold, Barney, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Darnall, Edwards, Evans, Forkner, Fulk, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Johnston of Dearborn, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan,

McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfaffin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Waterman, Williams of Brown, Williams of Lawrence, Woody and Mr. Speaker—71.

On motion of Mr. Johnston of Dearborn, the House took a recess until 10 o'clock.

Ten o'clock—The House resumed business, the Speaker in the chair.

Mr. Shaffer submitted the following minority report from the State Prison, South, which was laid on the table, and one thousand copies ordered printed :

TO THE GENERAL ASSEMBLY OF THE STATE OF INDIANA :

Finding ourselves compelled to differ totally from the statements and conclusions of the paper published as the report of the majority of the sub-committee of investigation of the State Prison, South, we beg leave to lay before you the reasons of our dissent.

Without delay, after our appointment on the sub-committee, we proceeded to Jeffersonville to enter on the discharge of our duty. On our arrival at the place of investigation, we found that other members of the committee had preceded us, without notifying us of their intention to pursue the investigation at any place other than at the Prison; that they had organized by the election of a chairman, in disregard of the right of Senator Friedley to preside, as the regular chairman of the committee; that they were holding their sessions at a hotel in Jeffersonville instead of at the Prison, a mile distant; that the hotel was kept by a relative and earnest partizan of one Col. James Keigwin; and that the House portion of the committee was composed of three members of the same party, instead of being of "diverse politics," as provided in the resolution of appointment.

Protesting against these illegal, irregular, and arbitrary proceedings, we nevertheless addressed ourselves to the work of investigation.

Second. As soon as we attempted to take part in the duties of the committee, we found ourselves in the position of a helpless minority of an inquest, organized to convict the officers of the Prison, utterly regardless of truth and decency.

We found that a regular conspiracy had been formed, of which Col. Keigwin was the head; that for years past he had been collecting all the gossip and slander of convicts, discharged employes, and hungry partisans; that he had systematized these reports and rumors, suppressing all explanations, and preparing such proofs as a partizan committee would receive.

We found Colonel Keigwin present to act as prompter and prosecutor, with written lists of witnesses, questions, and figures, and the whole programme arranged for the committee in advance of its coming. On investigation, we found the animus of this prosecution to be very patent. Four years ago Col. Keigwin was a State Senator, and having assisted to elect a Board of Directors for this Prison, he then resigned his seat in the Senate, and was by them elected as Warden of the Prison instead of Col. Shuler; but this election proving to be void, because one of the Directors was holding two offices at once, Col. Keigwin lost both the Senatorship and the Wardenship, and now, in revenge for his disappointment, he heads this assault on Shuler, to which a majority of the committee has unwisely lent itself.

Third. As further proof that the majority of the committee engaged in a persecution, and not an investigation, we refer you to the public surroundings of the proceedings. If some poor devil is charged with larceny, the law requires that before he is branded as a thief he shall be convicted, after first meeting the witnesses face to face; but before such trial can be had, there must be a secret inquest, where jurors and witnesses are sworn not to reveal what has occurred, that accusation may not taint the name of the innocent; but in this case, a public officer and an honorable man is assailed and denounced; garbled statements are made in the public press of what is to be proved. The committee is surrounded by partisan reporters, distorted and prejudiced evidence is thrown before the world, and while the accused is lying at the door of death, from the effects of a wound received in the service of his country, the presence of counsel is utterly denied. A prosecutor is allowed,

secret charges are entertained, pre-arranged testimony is taken, the accused is sick, counsel is denied, explanations are suppressed, and the result is sent forth as a legislative investigation. If ever partisanship descended to a lower depth of degradation, Indiana does not furnish the instance.

Fourth. Still more—while the report of the committee professes to cover the transactions of the entire official terms of the present Warden, even to charge irregularities, before his official induction to office, there is a conspicuous absence of the testimony of witnesses in easy reach, and who know all about the affairs of the Prison. If there were irregularities, or peculations connected with the contracts of, or payments to Hall, Sample & Co.; or if there was illegality or fraud or bribery in connection with the contracts, or transactions of the Southwestern Car Company, why were not those witnesses called who could have told all about it? John W. Hall, Wm. Sample, Col. Millard, W. Riley McKean—the former directors, all were in easy reach. Why were none of these called? Men like these, whose characters are unassailable, and whose knowledge would develop the whole truth, are passed by, and J. Hop. Green, King, and others, disreputable people, whose statements were shown to be false and prompted by personal hostility, were called. Why was this? Simply because the majority did not propose to investigate, but to condemn. The conclusion was determined on before the committee left the capitol, and their business at Jeffersonville was to pick up the shreds of evidence which might seem to sustain it.

Fifth. With this general characterization of the so-called investigation, we must content ourselves with but a brief review of the case presented by the majority, both from want of time and because the evidence as recorded is beyond our reach. Having been taken for partisan ends, it is to be published at the expense of the State for campaign purposes, and will thus be open for review by all who know the facts.

1. It is stated that Shuler paid Hall, Sample & Co., over two thousand dollars for extensions to their shop at the beginning of his career. True, because it was due them under contract. Proof, that the Legislature of 1869 not only acquiesced in this but made them an additional allowance of \$4,000.

2. It is alleged that one of the Directors furnished the Prison a large bill of flour. True; the Prison had no money to buy, the convicts had to be fed, and Mr. Hill purchased the flour for the

State. Mr. Hill did not become a contractor for the Prison, received no fee, margin or profits; simply used his personal credit to supply the State's necessity.

3. Another Director sold a horse to the Prison. True, Mr. John Kirk is a Democrat; has been dealing in horses for more than twenty years, and availed himself of his experience to secure a good horse which was needed and ordered by the Board.

4. It is alleged, also, that some four years ago the Chaplain of the Prison was sent to London at the expense of the State. This is also true. An International Congress was held in the interests of prison reform, and the Governor authorized Indiana to be represented, and the Directors sent Chaplain Sullivan as a delegate to this Congress. We give these as specimens of the transactions of the Prison authorities for several years past and of the flimsy foundations on which rest all insinuations of mismanagement and wrong. But let us look at the charges against Shuler and the evidences of fraud offered. It is alleged that Col. Shuler went into the Prison, six years ago, a poor man, and has since grown rich; that he has furnished his house, supported his family and boarded his guards at the expense of the State; that he has bought lots, filled up ponds and built houses with money and labor stolen from the State; that he has private interests in the contracts for Prison labor; has profitable contracts with the Car Company to the detriment of the State, and makes false reports of the uses of Prison money and labor; in short, that he is a first-class villain who should be a convict in the Prison instead of its honorable keeper. It would be a long and tedious work to unravel and expose all the falsehoods, misrepresentations and mistakes in these assertions, and we must content ourselves with brief remarks.

1. The whole superstructure of slander rests on a foundation of falsehood. At the time of his election as Warden, Colonel Shuler was a citizen of Danville, and was known to his fellow citizens to be a man of property. His father-in-law was one of the wealthy and reputable farmers of Hendricks county, and hence, whatever lots, houses or wealth Colonel Shuler may have can be sufficiently accounted for without supposing it stolen from the State.

2. All charges that the Warden received provisions for his family, or materials for his houses from the State without payment were refuted by the recorded orders of the Directors. Charges on the Clerk's ledger, and the testimony of the provision guard, Malony, who explained how provisions were charged.

3. The charges of furnishing materials for houses, or supplies for his family at the expense of the State, were refuted by the testimony of Liston, Thias and others, dealers, who exhibited their separate accounts with the State and with the Warden.

4. The allegation that the Warden kept his stock at the State's expense, is likewise disproved by the large amount charged to team account by the Prison Clerk against Col. Shuler for 1874, as well as by other equally credible testimony.

5. All charges of contempt and secret contract with the South-western Car Company, are conspicuously unproved by the failure to call in the evidence of any of the parties who could have known of them.

6. In fact, all charges of corruption and fraud were either directly refuted or signally failed of proof, notwithstanding the one-sided character of the examination and the absence of the accused, and the whole sensation is left to rest on a narrow margin of facts which may show some extravagance, but nothing more.

It was shown that the Warden received the offal of the Prison, but even the majority report admits this to be of precedent of long continuance, and no proof of fraudulent intent. It was shown that a portion of the carpets and furniture of the Warden's house was charged to the account of Prison repairs; but this was done by order of the Directors, to replace what had been worn out in the State's service.

It was shown that horses and carriages of the State were used by the Warden and his family as well as for public service. It was shown that repairs and improvements were made on the house and yard of the Warden's residence, a greenhouse built and plants set out; but as these are the premises of the State and will remain to Col. Shuler's successors, it is difficult to see corruption in it. It was also shown that a large number of the convicts were employed in domestic and other service about the premises; but as these were usually such as could not be put on contracts, or such as were "trusties" and were thus favored for good conduct, there is no presumption of wrong in the premises.

This state of things may show extravagance, and may be in building houses, but it was conclusively shown by the Prison records that there was no attempt at concealment or attempt at fraud in these matters. The material used was old brick from cells and walls that could not be otherwise used, and dirt in the grading of streets. The prices guessed at by the majority in their report are

absurdly large. The fact that a large portion of the old brick were used in Prison repairs, and but little in Shuler's house, is ignored, and the records and charges showing the consent of the Directors, and payment to the State by the Warden, are passed over. In regard to counsel fees it will be sufficient to say that Judge Howk, an eminent democratic lawyer of New Albany, has been the regular attorney of the Prison from the time of the predecessors of Col. Shuler, and that Mr. G. W. Friedly was retained to assist in the prosecutions of the murderers of the guard Chamberlain, is a member of the Senate and able to explain his connection with the Prison. The table of money misappropriated and illegally and fraudulently used, as given in the report of the majority, is so ridiculous on the face of it that it is singular that even the blindest partizanship could be tempted into its publication.

If there is not sufficient argument and proof offered to rebut these charges of fraud, we must once more remind the Senate of the serious sickness of Col. Shuler, and the refusal to allow him to appear by attorney, the entire absence of these witnesses most familiar with the affairs of the Prison, and who could have given information, and the open and undisguised partizanship in the conduct of the investigation which sought to convict, not to inquire. We pronounce the exhibit of indebtedness of the Prison, as made by the majority report, to be wholly unreliable, and denounce the demand for an appropriation of \$35,000, for the purpose of payment, as wholly unwarranted. The result is obtained by disregarding a large amount of available assets and placing to the account of liabilities not only those found in the last annual report, but large contracts for clothing and provisions for the current year, and for future delivery. The true result may be found by taking the indebtedness as shown by the annual report of December 15, 1874, adding to this all debts not ascertained at that date, and deducting therefrom the available assets of the Prison, which the minority have done, and find the indebtedness over available assets, but little in excess of \$15,000, and no more than should be appropriated. If to this there shall be added an allowance of \$5,000 for the next fiscal year, only to be drawn in case of actual deficiency, all real needs of the Prison will be provided for.

In conclusion we are aware that this defence of an efficient public officer against a combined attack of personal malice, private interest and party zeal, will be held by those who had pronounced

judgment before the case was tried, as an attempt at "whitewashing." To such we say that we hold it to be far more honorable to whitewash than to blackwash our fellow-men. We concur in the opinion that—

"Slander, foulest whelp of sin,
Makes hellish meals of good men's names."

And have no sympathy with that depravity of mind which thinketh only evil. We hold the State bound to defend the character of her officers when unjustly assailed, as well as to punish those who are convicted of wrong. If the tendency to denounce all public officers as corrupt and thievish does not cease, the time is not far distant when all honorable men will shun the public service, and the affairs of State really left to the unprincipled and dishonest, we shall deservedly perish in our own corruption.

J. H. FRIEDLEY,

W. I. HOWARD,

Of the sub-committee of investigation of State Prison South.
Endorsed by

A. H. SHAFFER,

Member of House Committee on Prison.

Mr. Davis offered the following concurrent resolution :

Resolved by the House, the Senate concurring, That a second Committee of Conference be appointed to take into consideration the difference between the two Houses upon the subject of temperance on House Bill No. 174 and Senate Bill No. 15.

Which was concurred in.

On the part of the House, the Chair appointed Messrs. Davis and Pfafflin as said committee.

Oliver D. Willett appeared and was sworn in as a Representative from the county of Noble.

Mr. Collins offered the following resolution :

Resolved, That the Secretary of State be authorized to send to

each member of the House of Representatives, one copy of the Acts of the Regular and Special Session of the General Assembly ; also, one copy of the House and Senate Journal as soon as the same are printed and bound.

Which was adopted.

The following message was received from the Senate:

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has receded from its amendment to House Bill No. 16, and that by unanimous consent of the Senate said bill has been amended as follows, and the bill and amendments are herewith transmitted to the House :

Strike out the word "second" in line four of section four and insert the word "first."

Strike out the word "January" in line five of section four and insert the word "October."

Strike out the word "seven" in line six of section four and insert the word "six."

Mr. Collins, from the Committee of Conference, submitted the following report :

MR. SPEAKER :

The Committee of Conference appointed on behalf of the House and Senate, to whom was referred House Bill No. 489, being the General Appropriation Bill, have considered the same and would report to the House that the said committee have agreed to adjust the matter of disagreement in the following manner : We recommend that the House concur in all amendments of the Senate to said bill, and that the Senate pass House Bill No. 452 authorizing the temporary loans, with or without the amendment proposed by Senator Chapman.

Which was concurred in.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following concurrent resolution :

Resolved by the Senate, the House concurring, That we will proceed to the consideration of the measures recommended in the Governor's Message and such other measures as the interests of the State demand and that we will transact that business as speedily as possible and adjourn.

Mr. Havens offered the following amendment :

Resolved by the House, the Senate concurring, That the House will consider the six bills mentioned in the Governor's Message of this date first, and that as soon as these measures are disposed of we will adjourn *sine die*.

The Committee of Conference on Fees and Salaries submitted the following report :

MR. SPEAKER :

The undersigned, members of the Conference Committee on behalf of the House, have met with the committee on the part of the Senate, and have considered the purposes and matters of disagreement between said Houses, and have agreed upon an amendment to the Senate Bill upon the subject of fees and salaries, and said amendment will be reported to the Senate this morning by the committee, and we recommend to the House a concurrence in the amendment.

A. A. DAVISON.

A. PFAFFLIN.

To the House of Representatives :

I am instructed by the Committee of Conference on the subject of fees and salaries to report that they have agreed upon a bill amending the third section of the insurance law, which provides

that all fees required of insurance companies in examining statements and issuing certificate shall be paid into the State treasury, less twenty-five per cent. to be retained by the Auditor of State for his services in issuing the same. The bill has been unanimously agreed upon by the Committee of Conference and was prepared as part of the regulation of the fees of the Auditor of State, his fees having been reduced in the general fee and salary bill agreed upon by this committee.

A. A. DAVISON,

For Committee of Conference.

House Bill No. 1, (Special Session) reported by Conference Committee, entitled an act to amend section three of an act entitled "An act to regulate foreign insurance companies and prescribing the duties of agents thereof, and of the Auditor of State," etc.

Was read a first time.

On motion of Mr. Davis the message and amendments from the Senate to House Bill No. 16 were taken up and the amendments concurred in.

Mr. Kennedy of Montgomery moved to suspend the rules and read the bill a second time.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Evans, Emerson, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Highway, Henderson, Hopkins, Horn, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Romine, Roseberry, Shaw, Shugart, Snyder, Thomas, Thompson of Henry,

Thompson of Marion, Trusler, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—80.

Those who voted in the negative were,

Messrs. Anderson, Arnold, Bearss, Heller, Ribble and Shortridge—6.

So the rules were suspended and the bill read a second time..

And on motion of Mr. Havens the bill was considered engrossed, the rules suspended by the same vote as on suspension for second reading—ayes 80, noes 6—and the bill was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Crane, Crumpacker, Dale, Davison, Edwards, Emerson, Evans, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, Morgan, McCord, McFadden, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—82.

Those who voted in the negative were,

Messrs. Bearss, Favorite, Reeder, Ribble, Twibill, and Woody—6.

So the bill passed.

Mr. Hopkins offered the following resolution :

Resolved, That one thousand copies of the Minority Report of the Sub-Committee on Southern Prison Investigation be printed for distribution with the Majority Report on the same subject.

Mr. Edwards moved to lay the resolution on the table.

Messrs Hopkins and Forkner demanded the ayes and noes.

The question being, shall the resolution lie upon the table?

Those who voted in the affirmative were,

Messrs. Bence, Cantley, Edwards, Evans, Gilbert, Gossman, Havens, Heller, Johnston of Dearborn, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Montgomery, Pyeatt, Reddick, Thompson of Marion, Washburn and Waterman—21.

Those who voted in the negative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Brown of Jasper, Brown of Rush, Caldwell, Charters, Crumpacker, Dale, Darnall, Davison, Emerson, Favorite, Forkner, Fulk, Glasgow, Harris of Madison, Harris of Wayne, Haynes, Heighway, Hopkins, Horn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Martin of Wells, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Reno, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—60.

So the motion to lay the resolution on the table did not prevail.

On motion, the resolution was adopted.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following concurrent resolution of the House, to-wit:

Resolved by the House, the Senate concurring, That a second Committee of Conference be appointed to take into consideration the difference between the two Houses on the subject of temperance, etc., and that the President of the Senate has appointed as such committee, on the part of the Senate, Senators Sleeth and Wilson.

And the said resolution is herewith transmitted to the House.

Mr. Lanham offered the following resolution :

Resolved, That the thanks of this House be, and are hereby tendered to Governor Hendricks for the timely suggestion of his Excellency relative to the mileage of members of the present session.

Mr. Morgan moved that the resolution be laid on the table.

Messrs. Havens and Lanham demanded the ayes and noes.

The question being, shall the resolution lie upon the table?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Brown of Rush, Charters, Crumpacker, Edwards, Favorite, Forkner, Gilbert, Gossman, Harris of Wayne, Hopkins, Kennedy of Morgan, Morgan, McFadden, McMichael, Ratliff, Reno, Ribble, Roseberry, Shaffer, Shugart, Snyder, Thompson of Henry, Trusler, Twibill, Walz, and Williams of Brown—27.

Those who voted in the negative were,

Messrs. Arnold, Barney, Bence, Brown of Jasper, Burson, Caldwell, Cantley, Collins, Crane, Davis, Emerson, Fulk, Harris of Madison, Havens, Haynes, Horn, Johnston of Dearborn, Keightly, Kennedy of Montgomery, Lanham, Law, Leeper, Martin of Wells,

Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, Nash, Osborn, Pyeatt, Ramsey, Ragan, Reddick, Reeder, Romine, Shaw, Shortridge, Thomas, Thompson of Marion, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—48.

So the resolution did not lie upon the table.

The question recurring on the adoption of the resolution.

Messrs. Havens and Kennedy of Montgomery, demanded the ayes and noes.

Those who voted in the affirmative were,

Messrs. Arnold, Barney, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Collins, Crane, Crumpacker, Davison, Emerson, Fulk, Harris of Madison, Havens, Haynes, Horn, Johnston of Dearborn, Keightly, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Montgomery, McCord, Osborn, Pyeatt, Ramsey, Ragan, Reddick, Reeder, Romine, Roseberry, Shaw, Thompson of Marion, Waterman, Willett, Williams of Lawrence, and Mr. Speaker—42.

Those who voted in the negative were,

Messrs. Ames, Anderson, Bearss, Charters, Dale, Darnall, Edwards, Favorite, Forkner, Gilbert, Glasgow, Gossman, Harris of Wayne, Hopkins, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Miller of Parke, Morgan, McFadden, McMichael, Ratliff, Reno, Ribble, Shaffer, Shortridge, Shugart, Snyder, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Williams of Brown, Woody and Wynn—37.

So the resolution was adopted.

Mr. Marvin of Boone, offered the following concurrent resolution :

Resolved by the House, the Senate concurring, That the General Assembly adjourn on Saturday, the 13th instant.

Leave of absence was granted Mr. Barney until to-morrow morning at nine o'clock on account of sickness.

On motion of Mr. Marvin of Boone, the vote by which the concurrent resolution in regard to final adjournment, taken this morning, had been adopted, was reconsidered, and on motion of Mr. McMichael the same was laid upon the table.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following Senate amendments to Senate Bill No. 318, being the amendments of Conference Committee.

And the same is herewith transmitted to the House.

The Senate amendments to Senate Bill No. 318 were taken up.

Mr. Havens moved that the House concur in the amendments of the Senate.

Messrs. Havens and Harris of Wayne, demanded the ayes and noes.

The question being on the concurrence of the House in the Senate amendments to the House amendments,

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Anderson, Bence, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Crumpacker, Dale, Darnall, Davis, Davison, Edwards, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Johnston of Dearborn, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Ramsey,

Ratliff, Pfafflin, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—83.

Those who voted in the negative were,

Messrs. Bearss, Heller, Martin of Franklin, and Martin of Wells—4.

So the amendments were concurred in.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed Engrossed House Bill No. 452, entitled "A bill to amend section one of an act entitled 'an act authorizing the Governor, Auditor and Treasurer of State to make temporary loans, etc.,'" with the following Senate amendment thereto, to-wit:

Amend section one by striking out all after the word "purpose" in line four, and inserting the following: "of providing for the payment of the temporary loan debt, which has heretofore been contracted for the purpose of carrying on the State Government, it shall be lawful for the Governor, Auditor and Treasurer of State to make temporary loans to make payment of such debt as the same shall become due, and such temporary loan shall be repaid out of the funds raised by the revenue provided for at the present session of the General Assembly if the same shall be sufficient."

Amend section two by inserting after the word "act" in the second line the words "for the purpose of paying such indebtedness."

Which amendment was concurred in.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate

has passed, Engrossed House Bill No. 1, Special Session, entitled "An act to regulate foreign insurance companies doing business in this State," etc., and the same are herewith transmitted to the House.

Mr. Collins moved to take up the message from the Senate and the amendment to House Bill No. 452.

Which motion prevailed.

On motion of Mr. Collins, the amendments were concurred in.

On motion of Mr. Collins, the House adjourned till 2 o'clock this afternoon.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

Mr. Burson offered the following resolution :

Resolved by the House, the Senate concurring, That the Secretary of State be and is hereby instructed to have the acts of the general and special sessions of the Legislature, for the year 1875, published in one and the same volume, and that he have the House Journal for said sessions published in one and the same volume, and the Journal of the Senate for the two sessions published in one volume.

Which was adopted.

The following message was received from the Senate:

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following Concurrent Resolution, to-wit:

Resolved by the Senate, the House concurring, That there be allowed Daniel Macauley one hundred dollars, as extra pay for services as

Reading Clerk of the Senate, and Thomas L. Briscoe the sum of fifty dollars, as extra pay as clerk of the Prison Committee, for services rendered during the Forty-eighth Regular Session of the General Assembly, and the same is herewith transmitted to the House.

The message from the Senate was taken up, and the resolution was concurred in.

Leave of absence was granted Mr. Willett until to-morrow morning at 9 o'clock.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Bill No. 364, entitled "A bill appropriating \$25,000 to defray the expenses of the special session of the General Assembly for the year 1875, and the same is herewith transmitted to the House.

Engrossed Senate Bill No. 364, "An act appropriating \$25,000 to defray the expenses of the Special Session of the General Assembly of the State of Indiana."

Which was read a first time.

Mr. Heller moved to suspend the rules and read the bill a second time.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Forkner, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Haynes, Heller, Hopkins, Horn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Leeper, Martin of Frank-

lin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Miller of Parke, Montgomery, Morgan, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reno, Romine, Roseberry, Shaffer, Shaw, Shugart, Shortridge, Snyder, Thomas, Thompson of Henry, Trusler, Twibill, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—70.

Those who voted in the negative were,

Messrs. Burson, Johnston of Dearborn, Megenity, Reddick, Thompson of Marion and Woody—6.

So the rules were suspended and the bill read a second time.

Leave of absence was granted Mr. Washburn until to-morrow on account of sickness.

Mr. Heller moved to suspend the rules, and that Senate Bill No. 364 be considered engrossed, and read a third time.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Edwards, Emerson, Evans, Favorite, Fulk, Gilbert, Gossman, Harper, Harris of Madison, Harris of Wayne, Havens, Heller, Henderson, Hopkins, Horn, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Waterman, Williams of Lawrence, Wynn and Mr. Speaker—76.

Those who voted in the negative were,

Messrs. Megenity and Woody—2.

So the rules were suspended, and the bill read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crumpacker, Dale, Darnall, Davison, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harris of Madison, Harris of Wayne, Haynes, Heller, Henderson, Hopkins, Horn, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Lincoln, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McFadden, McMichael, Nash, Osborn, Pyeatt, Ramsey, Ratliff, Ragan, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—75.

Those who voted in the negative, were,

Messrs. Law, Trusler and Woody—3.

So the bill passed.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has adopted the following concurrent resolution of the Senate, to-wit:

Resolved by the Senate, the House concurring, That this General
H. J.—90

Assembly do adjourn *sine die* on Saturday, March 13, 1875, at ten o'clock a. m.

And the same is herewith transmitted to the House.

On motion of Mr. Fulk, the message from the Senate and resolution in regard to adjournment was taken up.

Mr. Havens moved that the House do not concur in the resolution, pending which, on motion of Mr. Bence, the House adjourned until to-morrow morning at 9 o'clock.

DAVID TURPIE,
Speaker.

FRIDAY MORNING.

MARCH 12, 1875—9 O'CLOCK.

The House met pursuant to adjournment, the Speaker in the chair.

The Journal of yesterday was read and approved.

On motion of Mr. Davis the message from the Senate in regard to adjournment was taken up.

Mr. Davis moved that the House concur in the resolution of the Senate with the following amendment: Strike out the words "Saturday and 10 o'clock," and insert the words "Monday at 5 o'clock p. m.," in lieu thereof.

Which motion prevailed.

Leave of absence was granted Mr. Edwards during the remainder of the session.

Mr. Megenity from the Committee on Enrolled Bills submitted the following report:

MR. SPEAKER:

Your Committee on Enrolled Bills respectfully report that they have examined Enrolled House Bill No. 489, and that the same is correctly enrolled.

J. L. MEGENITY,

For the Committee.

Mr. Megenity from the Committee on Enrolled Bills submitted the following report:

MR. SPEAKER:

Your Committee on Enrolled Bills respectfully report that they have examined Enrolled House Bill No. 16, and find the same correctly enrolled.

J. L. MEGENITY,

For the Committee.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House Bills Nos. 452, 16, and Enrolled House Act No. 1 of Special Session of 1875, and the same are herewith returned to the House.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has had under consideration the report of the Conference Committee on House Bill No. 496 and that the Senate has receded from its amendments striking out sections 13 and 31 of said Specific Appropriation Bill.

Also, that the Senate adheres to its amendments striking out sections 8, 22 and 27 of said bill.

Also, that the Senate has reconsidered its action in amending and agreeing to section 12 of said bill, and that the Senate has stricken out all of said section 12.

Also, that the Senate adheres to its amendment in striking out section 19 of said bill.

Also, that the Senate adheres to its amendments in striking out section 26 of said bill.

Also, that the Senate adheres to its action in adopting section 53 as an amendment to said bill, and that the Senate has adopted the recommendation of the Conference Committee as to sections 32 and 33 of said bill.

Also, that the Senate has agreed to the amendments of the House in striking out section 44 of said bill.

Also, that the Senate has adopted the recommendation of the Conference Committee as to sections 50, 52 and 61.

Also, that the Senate has agreed to adopt the report of said Committee as to section 65, and said bill and Senate amendments, as also the report of the Conference Committee thereon, are herewith transmitted to the House of Representatives.

On motion of Mr. Davis, the message from the Senate, with the amendments of the Senate to House Bill No. 496, was taken up.

The question being on the concurrence in the report of the Committee of Conference.

Mr. Martin of Wells, was granted unanimous consent to offer the following amendment :

Amend section 61 by adding C. E. Crane, \$34.50.

And the report was concurred in.

Hon. Samuel Harper appeared and was sworn as Representative from the county of Lagrange.

Mr. Davis moved to non-concur in all of the Senate amendments except the report of the Conference Committee.

Which motion prevailed.

Mr. Davis moved to reconsider the vote to non-concur, and that this motion lie upon the table.

Which motion prevailed.

The following message was received from the Senate:

MR. SPEAKER:

By direction of the Senate, I herewith transmit to the House of Representatives for the signature of the Speaker thereof Enrolled Senate Acts Nos. 318 and 364.

r. Taylor of Tipton was excused for non-attendance on yesterday on account of sickness.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled House Act No. 489.

And the same is herewith returned to the House.

On motion of Mr. Wynn the House adjourned until this afternoon at 2 o'clock.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

Leave of absence was granted Mr. Barney until to-morrow afternoon on account of sickness.

The following message was received from the Senate by the Secretary thereof.

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed Senate Bill No. 365, entitled "A bill empowering Boards of County Commissioners to grant the right of way to railroad companies along county roads connecting any city of more than forty thousand inhabitants with suburban towns in the same county," etc.

And the same is herewith transmitted to the House of Representatives.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed to inform the House of Representatives that the Senate has passed the following concurrent resolution of the House, to-wit:

Resolved by the House of Representatives, the Senate concurring, That this General Assembly do adjourn *sine die* on Tuesday next, the 16th, at 12 o'clock, with the following amendment:

Strike out the words "Tuesday next, the 16th, at 12 o'clock," and insert in lieu thereof the words "Monday next, the 15th inst, at 5 p. m.

And the same is herewith transmitted to the House.

The message of the Senate, in regard to adjournment, was taken up and, on motion of Mr. Davis, the amendments were concurred in.

Mr. Davis moved to reconsider the vote by which the resolution in regard to special order was adopted.

Mr Bence moved to lay the motion upon the table.

Messrs. Davis and Havens demanded the ayes and noes.

The question being, shall the motion to reconsider lie upon the table?

Those who voted in the affirmative were,

Messrs. Arnold, Bence, Brown of Jasper, Brown of Rush, Cantley, Charters, Collins, Crane, Evans, Gilbert, Havens, Heller, Henderson, Horn, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Montgomery, McCord, McMichael, Nash, Pyeatt, Reddick, Reno, Romine, Walz, Washburn, and Willett—30.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Burson, Caldwell, Clark, Crumacker, Darnall, Davison, Davis, Emerson, Favorite, Ferkner, Fulk, Glasgow, Gossman, Harper, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Marvin of Fountain, Miller of Parke, Morgan, McFadden, Osborn, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Ribble, Shaffer, Shortridge, Shugart, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—53.

So the motion to lay upon the table did not prevail.

And, on motion of Mr. Davis, the resolution was ordered to lie upon the table.

The first business in order was Senate Bills on the third reading.

Engrossed Senate Bill No. 390 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Barney, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Darnall, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Madison, Haynes, Heighway, Henderson, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—82.

Those who voted in the negative were,

Messrs. Havens, Horn, Marvin of Boone, and Montgomery—4.

So the bill passed.

The following message was received from the Senate by the Secretary thereof :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has refused to agree to the report of the Conference Committee on House Bill No. 496, being the Specific Appropriation Bill, and that the Senate have requested the appointment of a new Conference Committee on said bill, and that as such committee on the part of the Senate, the President of the Senate has appointed Senators Boone and Scott.

The following message was received from the Senate by the Secretary thereof :

MR. SPEAKER :

I am directed by the Senate to inform the House of Representa-

tives that the Senate has receded from its amendment to House Bill No. 288, inserting "section 3" in said bill, which section is in relation to the fees of the Auditor of State.

Also, that the Senate have agreed to the amendments of the House to said bill, fixing the pay of Engrossing and Enrolling Clerks of the House and Senate, Principal Journal Clerk, Minute Clerk, File Clerk and Registry Clerk at five dollars per day. And said bill and amendments of the Senate, and the last message of the House thereon, are herewith returned to the House of Representatives.

Mr. Pfafflin moved to take up the message from the Senate in regard to House Bill No. 496, and that there be a new committee of conference appointed.

Which motion prevailed, and Messrs. Pfafflin and Davis were appointed on said committee.

Engrossed Senate Bill No. 95 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Bearss, Bellows, Bence, Brown of Rush, Burson, Caldwell, Cantley, Clark, Crane, Crumpacker, Darnall, Davison, Davis, Emerson, Evans, Fulk, Glasgow, Gossman, Harper, Harris of Madison, Haynes, Highway, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Leeper, Lincoln, Martin of Wells, Marvin of Boone, Miller of Parke, Montgomery, McFadden, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Ribble, Romine, Roseberry, Shaw, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—65.

Those who voted in the negative were,

Messrs. Anderson, Brown of Jasper, Collins, Dale, Favorite,

Harris of Wayne, Henderson, Horn, Martin of Franklin, McCord, McMichael, Nash, Osborn, Reddick, Reno, Shortridge and Willett—18.

So the bill passed.

Mr. Martin of Wells, offered the following resolution :

Resolved by the House of Representatives, That the Committee of Conference on House Bill No. 496 be, and are hereby instructed to incorporate an additional section in said bill appropriating the sum of \$5,000 to be expended under the direction of the Governor, in selecting and exhibiting specimens of the agricultural, mineral, horticultural, mechanical and other productions of the State of Indiana at the International Exhibition at Philadelphia, Pennsylvania, in July, 1876.

Which resolution was adopted.

Engrossed Senate Bill No. 274 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Bellows, Caldwell, Charters, Clark, Crane, Dale, Davis, Emerson, Evans, Forkner, Fulk, Glasgow, Gossman, Harris of Madison, Harris of Wayne, Hopkins, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Law, Leeper, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McFadden, Osborn, Pyeatt, Pfafflin, Ratliff, Reeder, Ribble, Romine, Roseberry, Shaffer, Shortridge, Shugart, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody and Mr. Speaker—55.

Those who voted in the negative were,

Messrs. Brown of Rush, Burson, Cantley, Collins, Crumpacker, Darnall, Davison, Fulk, Harper, Haynes, Heighway, Henderson,

Horn, Jackson, Lanham, Lincoln, Marvin of Boone, Megenity, McCord, McMichael, Nash, Ramsey, Ragan, Reddick, Reno, Shaw, Snyder, Taylor of Tipton, Trusler, Willett, Williams of Brown and Wynn—32.

So the bill passed.

The following message was received from the Senate by the Secretary thereof :

Mr. SPEAKER :

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 491, entitled "A bill to legalize the official acts of the several Boards of Trustees of the town of North Vernon, Ind."

And said bill is herewith returned to the House.

Engrossed Senate Bill No. 127 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Bellows, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Madison, Harper, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of

Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—86

No one voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 142 was read a third time and placed on its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Bearss, Burson, Charters, Crane, Crumacker, Davison, Harper, Hopkins, Johnson of Carroll, Johnston of Dearborn, Martin of Wells, McFadden, Reeder, Reno, Ribble, Shortridge, Taylor of Tipton, Twibill, Washburn, Waterman and Woody—23.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Caldwell, Clark, Dale, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harris of Wayne, Havens, Haynes, Heighway, Horn, Jackson, Keightly, Kennedy of Marion, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Romine, Roseberry, Shaw, Shugart, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Walz, Willett, Williams of Brown, Williams of Lawrence, and Wynn—53.

So the bill failed to pass.

Engrossed Senate Bill No. 353 was read a third time and placed on its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Bearss, Bellows, Caldwell, Charters, Clark, Crane, Crumpacker, Dale, Davison, Emerson, Evans, Favorite, Fulk, Gilbert, Harper, Harris of Wayne, Havens, Haynes, Hopkins, Horn, Jackson, Johnson of Carroll, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Latham, Law, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—72.

No one voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 287 was read a third time and placed upon its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Arnold, Caldwell, Charters, Clark, Crane, Dale, Davison, Emerson, Evans, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Morgan, McFadden, Nash, Pyeatt, Ratliff, Reeder, Reno, Ribble, Roseberry, Shaw, Shortridge, Shugart, Thomas, Thompson of Henry, Trusler, Walz, Washburn, Williams of Lawrence, Woody, Wynn and Mr. Speaker—54.

Those who voted in the negative were,

Messrs. Ames, Anderson, Bence, Brown of Rush, Favorite,

Law, Martin of Franklin, Montgomery, McCord, Ramsey, Reddick, Romine, Taylor of Tipton, Twibill, Waterman, Willett and Williams of Brown—17.

So the bill passed.

Engrossed Senate Bill No. 42 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Bellows, Bence, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Emerson, Evans, Forkner, Fulk, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Marvin of Boone, Mervin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody and Wynn—75.

Messrs. Favorite and Mr. Speaker voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 362 was read a second time and passed to its third reading.

Engrossed Senate Bill No. 145 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Burson, Caldwell, Charters,

Crane, Crumpacker, Dale, Davison, Emerson, Evans, Favorite, Forkner, Fulk, Glasgow, Gossman, Harper, Harris of Wayne, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightley, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, Osborn, Pyeatt, Pfafflin, Ratliff, Ragan, Reddick, Reeder, Ribble, Roseberry, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—65.

Those who voted in the negative were,

Messrs. Bellows, Cantley, Clark, Law, Marvin of Boone, Nash, Ramsey, Romine, Shaw and Williams of Brown—10.

So the bill passed.

Engrossed Senate Bill No. 268, was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Bellows, Bence, Brown of Jasper, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson

of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—82.

No one voting in the negative.

So the bill passed.

Engrossed Senate Bill No. 203 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Bearss, Burson, Caldwell, Charters, Clark, Collins, Crane, Davison, Evans, Favorite, Fulk, Glasgow, Gossman, Harper, Harris of Wayne, Heighway, Horn, Jackson, Johnson of Carroll, Kennedy of Montgomery, Kennedy of Morgan, Martin of Wells, Miller of Parke, Morgan, Osborn, Pyeatt, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaw, Shugart, Taylor of Tipton, Thomas, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Wynn and Mr. Speaker—43.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Bence, Brown of Jasper, Cantley, Crumpacker, Dale, Emerson, Gilbert, Henderson, Johnson of Dearborn, Leightley, Kennedy of Marion, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Fountain, Montgomery, McCord, McMichael, Ramsey, Reddick, Reno, Romine, Shortridge, Snyder, Trusler, Williams of Brown and Woody—31.

So the bill failed to pass for want of a constitutional majority.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 479,

entitled "A bill to legalize the acts of Boards of Trustees and other officers of incorporated towns, where the inspectors of elections have failed to make the return of the election of such officers within the time prescribed by law, with the following Senate amendments thereto.

Also, Engrossed House Bill No. 111, entitled "A bill defining grave robbing, and prescribing the punishment therefor and declaring an emergency."

And said bills and the amendments to said bill No. 479, are herewith transmitted to the House.

On motion of Mr. Glasgow, the Senate amendments to House Bill No. 479 were concurred in.

Engrossed Senate Bill No. 234 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Arnold, Bearss, Bellows, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, Nash, Pyeatt, Ramsey, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—75.

H. J.—91

Those who voted in the negative were,

Messrs. Cantley, Law and Martin of Franklin—3.

So the bill passed.

Mr. McMichael moved that the order of business be suspended, and that Senate Bill No. 365 be read a first time now.

Which motion prevailed.

Engrossed Senate Bill No. 365. An act empowering Boards of Commissioners to grant the right of way to railroad companies along county roads connecting any city of more than forty thousand inhabitants with suburban towns in the same county when the owners of three-fourths of the real estate bordering on the line of such road have petitioned, or shall petition, said Board for such purpose.

Which was read a first time.

Mr. Keightly moved to suspend the rules and that the bill be read a second time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Bearss, Brown of Jasper, Burson, Caldwell, Clark, Crane, Crumpacker, Dale, Davison, Emerson, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Wayne, Havens, Haynes, Heighway, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—68.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Bence, Brown of Rush, Collins, Evans, Harper, Pyeatt, Snyder, Thompson of Henry, and Williams of Brown—11.

So the rules were suspended and bill read a second time.

Mr. Lanham moved to suspend the rules and that the bill be read a third time now.

The question being, shall the rules be suspended?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Bearss, Brown of Jasper, Burson, Caldwell, Cantley, Clark, Collins, Crumpacker, Dale, Davison, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Wayne, Havens, Haynes, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—73.

Those who voted in the negative were,

Messrs. Arnold, Bellows, Bence, Charters, Harper, Heighway, Henderson, Lincoln, Pyeatt, Thompson of Henry and Williams of Brown—11.

So the rules were suspended.

Senate Bill No. 365 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Brown of Jasper, Caldwell, Clark, Collins, Crane, Crumpacker, Davison, Emerson, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harper, Harris of Wayne, Haynes, Heighway, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Nash, Osborn, Ramsey, Ratliff, Ragan, Reddick, Reeder, Ribble, Roseberry, Shaw, Shortridge, Shugart, Taylor of Tipton, Thomas, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Lawrence, Woody, Wynn and Mr. Speaker—67.

Those who voted in the negative were,

Messrs. Bellows, Bence, Brown of Rush, Cantley, Charters, Evans, Henderson, Horn, Pyeatt, Reno Romine, Snyder, Thompson of Henry, and Williams of Brown—14.

So the bill passed.

Engrossed Senate Bill No. 182, was read a third time and placed upon its passage.

The question being shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Bence, Brown of Jasper, Brown of Rush, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Emerson, Evans, Favorite, Forkner, Glasgow, Gossman, Harris of Wayne, Haynes, Heighway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McFadden, McMichael, Osborn, Pyeatt, Ramsey, Ratliff, Ragan,

Reddick, Reeder, Ribble, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—74.

Those who voted in the negative were,

Messrs. Bellows, Fulk, Harper and Reno—4.

So the bill passed.

Mr. Davis, from the Committee on Conference, submitted the following report:

MR. SPEAKER:

The Committee on Conference, appointed by the Senate and House, have had under consideration Senate Bill No. 15, and the various amendments pending thereto, and report that they have been unable to come to any agreement thereon, and have returned said bill and amendments to the Senate.

Which was concurred in, and the committee was discharged from further service.

Mr. Martin of Wells offered the following resolution:

Resolved, By the House of Representatives that the Senate be and hereby is requested to return to the House Senate Bill No. 15, with the House amendments thereto for the action of the House.

Which was adopted.

Engrossed Senate Bill No. 217 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Anderson, Bearss, Bellows, Bence, Brown of Jasper,

Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Collins, Crane, Crumpacker, Dale, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Glasgow, Gossman, Harris of Wayne, Haynes, Highway, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Lincoln, Martin of Wells, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McFadden, Osborn, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Ribble, Roseberry, Shaw, Shortridge, Shugart, Smith, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Twibill, Williams of Brown, Williams of Lawrence and Woody—67.

Those who voted in the negative were,

Messrs. Arnold, Law, Martin of Franklin, Marvin of Boone, McCord, McMichael, Nash, Pyeatt, Reddick, Reno, Romine, Snyder, Waterman, Willett and Wynn—14.

So the bill passed.

Mr. Megenity from the Committee on Enrolled Bills submitted the following report :

MR. SPEAKER :

Your Committee on Enrolled Bills respectfully report that they have examined Enrolled House Bills No. 288 and 491, and that said bills are enrolled correctly.

J. L. MEGENITY,

For the Committee.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the President of the Senate to inform the Speaker of the House of Representatives that he has signed the following enrolled acts of the House, to-wit: Enrolled acts Nos. 111, 479, 288, 491.

And the same are herewith returned to the House.

Engrossed Senate Bill No. 179 was read a third time and placed upon its passage.

The question being shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Brown of Rush, Burson, Caldwell, Charters, Clark, Dale, Davison, Emerson, Evans, Fulk, Gilbert, Harper, Harris of Wayne, Haynes, Highway, Hopkins, Horn, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Leeper, Lincoln, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pycatt, Pfafflin, Ragan, Reddick, Reno, Ribble, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Williams of Lawrence, Woody and Wynn—53.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Cantley, Davis, Favorite, Gossman, Havens, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Martin of Franklin, Marvin of Boone, Reeder, Romine, Waterman, Willett, Williams of Brown, and Mr. Speaker—20.

So the bill passed.

Engrossed Senate Bill No. 331 was read a third time and, on motion of Mr. Davis, was ordered to lie upon the table.

Engrossed Senate Bill No. 4 was read a third time and, on motion of Mr. Marvin of Boone, was ordered to lie upon the table.

Engrossed Senate Bill No. 329 was read a third time and, on motion of Mr. Arnold, was ordered to lie upon the table.

Engrossed Senate Bill No. 88 was read a third time and placed upon its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Arnold, Brown of Rush, Burson, Caldwell, Cantley, Charters, Clark, Dale, Davison, Emerson, Evans, Forkner, Fulk, Gossman, Harper, Harris of Wayne, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, Morgan, McMichael, Nash, Pyeatt, Ratliff, Ragan, Reddick, Reno, Ribble, Roseberry, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Wynn and Mr. Speaker—53.

Those who voted in the negative were,

Messrs. Bellows, Crumacker, Favorite, Gilbert, Horn, Keightly, Law, Leeper, Marvin of Fountain, Montgomery, McCord, Osborn, Pfafflin, Romine, Thompson of Henry, Thompson of Marion—16.

So the bill passed.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

By direction of the Senate I herewith transmit to the House of Representatives for the signature of the Speaker thereof enrolled act of the Senate No. 365.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

In compliance with a resolution of the House of Representatives and by direction of the Senate, I herewith transmit to the House of Representatives Engrossed Senate Bill No. 15, together with the House amendments thereto and the Senate amendments to the amendments of the House.

The House having under consideration Senate message, returning to the House Senate Bill No. 15, as amended by the House, together with the amendments of the Senate to said Senate Bill No. 15, as amended by the House, by unanimous consent the vote by which the House concurred in the amendments of the Senate to the amendments of the House to said Senate Bill No. 15, making public drunkenness punishable by fine, was reconsidered, and the House refused to concur in said Senate amendment.

On motion of Mr. Davis, the House then, by unanimous consent, reconsidered the vote by which Senate Bill No. 15 was amended by the House.

Whereupon, Mr. Davis offered the following amendments to the House amendments:

Amend the title as follows: Add after the word "towns," the following: "Prescribing penalties for intoxication and providing for the recovery of damages for injuries growing out of unlawful sales of intoxicating liquors."

Amend section 2 by striking out of lines four and five the words "as used in this act."

Amend section 4 by inserting after the word "act," in line fifteen of said section, the following words: "And for the payment of all judgments for civil damages growing out of unlawful sales as provided for in this act."

And further amend said section 4 by striking out all after the word "until" in line thirty-one to and including the word "court," in line thirty-four of said section, and in lieu thereof insert the following: "The close of the next term of the Court in which such appeal is pending at which such cause might be lawfully tried."

And to further amend said section 4, by adding the following words thereto: "But he shall be liable for the violation of any of the provisions of this act during such time, the same as if regularly licensed."

Amend section section 5, by striking out of lines four and five,

the words "to be drank on the premises where sold," and by striking out the same words referred to in lines four and five of said section 5, out of lines twelve and thirteen of said section 5.

And to further amend section 5 by striking out all after the words "to be" in line seventeen of said section, and insert in lieu thereof the following: "Paid into the school fund of the county in which such licenses are obtained."

Amend section 6 by striking out of line nine in said section the word "fifty," and insert in lieu thereof the words "one hundred."

Amend section 10 by inserting after the word "intoxicating," in line three, the word "spirituous."

And to further amend by adding the following to follow section 10 of said bill :

SEC. 10 $\frac{1}{2}$. Any person of sound mind found in any public place in a state of intoxication, shall be deemed guilty of a misdemeanor, and upon conviction, be fined in any sum not less than one dollar, nor more than five dollars, for each offense.

Amend by changing the number of section "19" to "20" in said Senate Bill No. 15, and the number of "20," as it appears in the bill, to "21," and insert the following as section 19 of said bill.

SEC. 19. Every person who shall barter or give away any intoxicating liquors, in violation of any of the provisions of this act, shall be personally liable and also liable on his bond filed in the Auditor's office, as required by section 4 of this act, to any person who shall sustain any injury or damage to their person or property, or means of support on account of the use of such intoxicating liquors so sold as aforesaid, to be enforced by appropriate action in any court of competent jurisdiction.

Amend section 20 by adding "provided, however, that nothing herein contained shall be so construed as to affect in any way suits or indictments now pending in any of the courts in this State, under the provisions of any of the laws hereby repealed, and the same

shall be tried and determined as though this act had not been passed."

Which amendments were unanimously agreed to.

The vote recurring on the adoption of the original amendment of the House, to said Senate Bill No. 15 as amended, said amendment was unanimously agreed to.

And the Clerk was directed to inform the Senate of the action of the House.

Mr. Forkner offered by the unanimous consent of the House, the following amendment:

If a majority of all the voters of any ward in any city or of any incorporated town or township shall, on or before the 15th day of May of any year, place on file with the Auditor of the county in which such city or township is situate, their remonstrance, remonstrating against the issuing of any license, no license shall be granted to sell such liquors in such ward of such city, or in such town or township for one year from the date of filing such remonstrance, and the whole number of voters voting at the last preceding general election of a town or township, or at the last preceding election of councilmen of a ward of a city, shall be deemed and taken to be the whole number of voters in such ward, town or township.

The question being on the adoption of the amendment.

Those who voted in the affirmative were,

Messrs. Anderson, Bearss, Brown of Jasper, Charters, Clark, Collins, Crumpacker, Dale, Emerson, Favorite, Forkner, Fulk, Harper, Harris of Wayne, Highway, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Miller of Parke, Morgan, McFadden, Nash, Osborn, Pyeatt, Ratliff, Ragan, Ribble, Roseberry, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—41.

Those who voted in the negative were,

Messrs. Ames, Arnold, Barney, Bellows, Bence, Brown of Rush, Burson, Cantley, Crane, Davison, Davis, Evans, Gilbert, Gossman, Havens, Haynes, Heller, Henderson, Hopkirk, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Montgomery, McCord, McMichael, Pfafflin, Ramsey, Reddick, Reno, Romine, Shaw, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown and Mr. Speaker—49.

So the amendment was not adopted.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER:

I am directed by the Senate to inform the House of Representatives that the Senate has passed Engrossed House Bill No. 266, entitled "A bill to protect the manufacturers of bottles of mineral water, ale, cider, beer and ginger pop," and the same is herewith returned to the House.

The following message was received from the Senate:

MR. SPEAKER:

By direction of the Senate, I herewith transmit to the House of Representatives for the signature of the Speaker thereof Enrolled Acts of the Senate Nos. 127, 353, 274, 310, and 42.

The following message was received from the Senate:

MR. SPEAKER:

By direction of the Senate, I herewith transmit to the House of Representatives, for the signature of the Speaker thereof, Enrolled Act of the Senate No. 234.

Leave of absence was granted Mr. Darnall until to-morrow at 2 o'clock p. m.

Engrossed Senate Bill No. 15, as amended, was placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs Ames, Arnold, Barney, Bearss, Bellows, Bence, Brown of Rush, Burson, Caldwell, Cantley, Charters, Collins, Crane, Davison, Davis, Evans, Gilbert, Glasgow, Gossman, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Law, Leeper, Martin of Wells, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Montgomery, Morgan, McCord, McMichael, Nash, Osborn, Pate, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Romine, Shaw, Snyder, Thompson of Marion, Walz, Washburn, Waterman, Willett, Williams of Brown and Mr. Speaker—58.

Those who voted in the negative were,

Messrs. Anderson, Clark, Crumpacker, Dale, Emerson, Forkner, Fulk, Harzer, Harris of Wayne, Heighway, Jackson, Kennedy of Montgomery, Kennedy of Morgan, Lincoln, Lanham, Morgan, McFadden, Ratliff, Ragan, Ribble, Roseberry, Shortridge, Shugart, Taylor of Tipton, Thomas, Thompson of Henry, Trusler, Twibill, Williams of Lawrence, Woody and Wynn—31.

So the bill passed.

On motion of Mr. Havens, the House adjourned until to-morrow morning at 9 o'clock.

DAVID TURPIE,

Speaker.

SATURDAY MORNING.

MARCH 13, 1875.

House met pursuant to adjournment, Speaker in the chair.

Journal of yesterday read in part, when, on motion of Mr. Davidson, the further reading thereof was dispensed with.

Senate Bill No. 336 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Bellows, Brown of Jasper, Brown of Rush, Burson, Caldwell, Charters, Clark, Collins, Crumpacker, Dale, Davison, Emerson, Evans, Favorite, Forkner, Gilbert, Glasgow, Gessman, Harper, Harris of Wayne, Havens, Haynes, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Law, Lincoln, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Megenity, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Reddick, Reeder, Reno, Romine, Ribble, Roseberry, Shaffer, Shaw, Shugart, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—78.

Mr. Martin of Wells voted in the negative.

So the bill passed.

Leave of absence was granted Messrs. Harris of Madison and Marvin of Boone until Monday, and Messrs. Ribble, Trusler and Glasgow, for the remainder of the session.

Senate Bill No. 311 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Brown of Rush, Cantley, Charters, Clark, Collins, Dale, Davison, Emerson, Evans, Favorite, Fulk, Gossman, Harper, Harris of Wayne, Haynes, Heller, Henderson, Hopkins, Horn, Jackson, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Lincoln, Marvin of Fountain, Miller of Vanderburgh, Montgomery, McMichael, Osborn, Pyeatt, Pfafflin, Reeder, Ribble, Roseberry, Shaffer, Shugart, Snyder, Taylor of Tipton, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Walz, Washburn, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker—53.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Bence, Caldwell, Crumpacker, Forkner, Gilbert, Johnson of Carroll, Johnston of Dearborn, Law, Martin of Franklin, Martin of Wells, Marvin of Boone, Miller of Parke, McCord, Nash, Ramsey, Ragan, Reddick, Reno, Shaw, Thomas and Williams of Brown—22.

So the bill passed.

Senate Bill No. 207 was read a third time and placed on its passage.

The question being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bellows, Bence, Brown of Rush, Clark, Collins, Crumpacker, Dale, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Harper, Harris of Wayne, Haynes, Heighway, Henderson, Hopkins, Jackson, Kennedy of Montgomery, Lanham, Law, Lincoln, Marvin of Boone, Marvin of Fountain,

Miller of Parke, McCord, McFadden, McMichael, Osborn, Pyeatt, Pfafflin, Ramsey, Reddick, Reeder, Reno, Ribble, Roseberry, Shaw, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Washburn, Waterman, Willett, Williams of Lawrence and Woody—54.

Those who voted in the negative were,

Messrs. Caldwell, Cantley, Gossman, Havens, Horn, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Martin of Franklin, Martin of Wells, Miller of Vanderburg, Montgomery, and Williams of Brown—13.

So the bill passed.

Mr. Kennedy of Montgomery moved to take up Senate Bill No. 162 which failed for want of a constitutional majority, and place it on its passage.

Which motion prevailed.

Mr. Havens moved to lay the bill on the table.

Messrs. Havens and Kennedy of Montgomery demanded the ayes and noes.

The question being, shall the bill lie on the table?

Those who voted in the affirmative were,

Messrs. Bellows, Bence, Brown of Rush, Burson, Cantley, Collins, Crane, Davison, Gossman, Havens, Heighway, Heller, Horn, Johnston of Dearborn, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Miller of Parke, Montgomery, McCord, McMichael, Nash, Ramsey, Reddick, Reno, Romine, Shaw, Taylor of Tipton, Walz, Washburn, Willett, Williams of Brown and Mr. Speaker—34.

Those who voted in the negative were,

Messrs. Ames, Anderson, Arnold, Bearss, Caldwell, Charters, Clark, Crumpacker, Dale, Davis, Emerson, Evans, Forkner, Fulk,

Gilbert, Harper, Hopkins, Jackson, Johnson of Carroll, Kennedy of Montgomery, Lanham, Martin of Wells, McFadden, Osborn, Pyeatt, Pfafflin, Reeder, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Waterman, Williams of Lawrence, Woody and Wynn—43.

So the bill did not lie on the table.

The question now being, shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Anderson, Arnold, Bearss, Caldwell, Charters, Clark, Crumpacker, Dale, Davis, Emerson, Evans, Forkner, Fulk, Harper, Harris of Wayne, Heighway, Hopkins, Jackson, Johnson of Carroll, Kennedy of Marion, Kennedy of Montgomery, Kennedy of Morgan, Lanham, Martin of Wells, McFadden, Osborn, Pyeatt, Pfafflin, Ribble, Roseberry, Shaffer, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Twibill, Waterman, Williams of Lawrence, Woody and Wynn—45.

Those who voted in the negative were,

Messrs. Barney, Bellows, Bence, Brown of Rush, Burson, Cantley, Collins, Davison, Favorite, Gilbert, Gossman, Havens, Haynes, Heller, Henderson, Horn, Johnston of Dearborn, Law, Martin of Franklin, Marvin of Boone, Marvin of Fountain, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McMichael, Nash, Ramsey, Reddick, Reeder, Reno, Romine, Shaw, Walz, Washburn, Willett, Williams of Brown and Mr. Speaker—38.

So the bill failed for want of a constitutional majority.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has concurred in the House amendments to Senate Bill No. 15 entitled "A bill to regulate the sale of intoxicating liquors."

H. J.—92

Leave of absence was granted Mr. Crane during the remainder of the session.

Mr. Heller offered the following concurrent resolution :

Resolved by the House, the Senate concurring, That for whatever sums of money which may be owing to the State of Indiana, or any of the trust funds of said State, for any cause or causes, whatsoever, and from any and all persons whatsoever, on account of the State Prison, South, located at Jeffersonville, in said State, or on account of any business contract, appropriation, or any other matter whatsoever connected with said State Prison, South, the Attorney General of said State is hereby instructed (if in his opinion the evidence justifies it) and authorized to institute and prosecute a suit or suits on behalf of said State. ²/_u

Which was adopted.

Mr. Reno moved to suspend the rules and read Joint Resolution No. —, introduced by Mr. Reno.

Which motion prevailed.

The question being on the passage of the Joint Resolution,

Those voting in the affirmative were,

Messrs. Arnold, Bellows, Bence, Brown of Rush, Burson, Caldwell, Collins, Davison, Davis, Emerson, Evans, Gilbert, Gossman, Havens, Haynes, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Martin of Franklin, Martin of Wells, Marvin of Boone, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, Nash, Pyeatt, Pfafflin, Ramsey, Reddick, Reno, Romine, Roseberry, Shaw, Snyder, Thompson of Marion, Walz, Washburn, Waterman, Willett and Williams of Brown—47.

Those who voted in the negative were,

Messrs. Anderson, Bearss, Brown of Jasper, Cantley, Charters, Clark, Crumpacker, Dale, Darnall, Favorite, Forkner, Fulk, Har-

per, Harris of Wayne, Heller, Kennedy of Morgan, Lanham, Law, Leeper, Morgan, Ragan, Reeder, Ribble, Shaffer, Shugart, Taylor of Tipton, Twibill, Williams of Lawrence, Woody and Wynn—30.

So the Joint Resolution failed to pass.

Mr. Marvin of Boone moved a call of the House.

Which motion prevailed.

Those who answered to their names were,

Messrs. Ames, Arnold, Barney, Bearss, Bence, Brown of Rush, Burson, Caldwell, Cantley, Clark, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Evans, Favorite, Forkner, Fulk, Gilbert, Gossman, Harper, Harris of Wayne, Havens, Haynes, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Morgan, Lanham, Law, Leeper, Lincoln, Martin of Franklin, Martin of Wells, Marvin of Boone, Miller of Parke, Miller of Vanderburgh, Montgomery, McCord, McFadden, McMichael, Nash, Osborn, Pyeatt, Pfafflin, Ratliff, Ragan, Reddick, Reeder, Reno, Ribble, Romine, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Thomas, Thompson of Marion, Trusler, Walz, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—74.

On motion, further proceedings under the call was

Mr. Burson offered the following resolution :

WHEREAS, The statutes of the State as now published have become cumbersome and contain many acts that have been repealed; therefore, be it

Resolved by the House, the Senate concurring, That the Governor appoint a committee of five of diverse politics to rearrange and revise the statutes of the State, and that such committee be required to report such revision to the next General Assembly; *Provided,* That such committee shall be entitled to the copyright of such revision in full consideration and compensation for their labors in making such revision; and *Provided further,* That the next General Assembly shall fix the price at which said statutes shall be sold.

Which was adopted.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the President of the Senate to inform the House that he has signed Enrolled Act of the House No. 497.

Mr. Miller of Parke moved to take up Senate Bill No. 219 which failed for want of a constitutional majority, and place it upon its passage.

Which motion prevailed and the bill was placed on its passage.

The question being, shall the bill pass ?

Those who voted in the affirmative were,

Messrs. Anderson, Bellows, Bence, Brown of Jasper, Burson, Idwell, Clark, Dale, Darnall, Davison, Davis, Emerson, Favorite, ulk, Harper, Harris of Wayne, Jackson, Keightly, Lanham, Megenity, Miller of Parke, Morgan, Nash, Pyeatt, Ramsey, Ragan, Ratliff, Reeder, Ribble, Shortridge, Shugart, Thomas, Thompson of Henry, Thompson of Marion, Trusler, Williams of Brown, Williams of Lawrence, Woody and Wynn—39.

Those who voted in the negative were,

Messrs. Arnold, Brown of Rush, Crumpacker, Evans, Gossman, Havens, Haynes, Hopkins, Johnson of Carroll, Montgomery, McCord, Osborn, Pfafflin, Reddick, Shaffer, Shaw, Snyder, Washburn and Mr. Speaker—20.

So the bill failed for want of a constitutional majority.

The following meessage was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following concurrent resolution of the House, to wit, and the same is herewith returned to the House.

Mr. Williams of Brown moved to take up Senate Bill No. 198 and place it on its passage.

Which motion prevailed.

When, on motion of Mr. Cantley, the House adjourned until 2 o'clock, p. m.

AFTERNOON SESSION.

The House met pursuant to adjournment, the Speaker in the chair.

The following message was received from the Senate :

MR. SPEAKER :

By direction of the Senate I herewith transmit to the House for the signature of the Speaker thereof, Enrolled Acts of the Senate Nos. 219, 15, 70.

Mr. Davis submitted the following report :

MR. SPEAKER :

I have the honor of reporting that the committee of conference appointed by the Senate and House to settle the points of difference between those bodies concerning House Bill No. 496, being the Specific Appropriation Bill, have met and come to an amicable settlement of all such points of disagreement, and a full report of our proceedings has been transmitted to the Senate.

JNO. S. DAVIS.

A. PFAFFLIN.

The following message was received from the Governor :

EXECUTIVE DEPARTMENT,

INDIANAPOLIS, March 13, 1875.

Hon. David Turpie,

Speaker of the House of Representatives :

SIR:—Samuel R. Downey, my Private Secretary, is authorized to make Executive communication to the House of Representatives at the present Special Session.

THOMAS A. HENDRICKS,

Governor of Indiana.

MR. SPEAKER :

By direction of the Governor I have the honor to transmit his communication returning House Bill No. 288 without his signature and setting forth his objection to its becoming a law.

SAMUEL R. DOWNEY,

Private Secretary.

EXECUTIVE DEPARTMENT,

INDIANAPOLIS, March 13, 1875.

Gentlemen of the House of Representatives :

House Bill No. 288 has this day been presented to me for my approval. I have carefully considered the same, and return it without my approval and signature. The bill provides that any person who shall remove the dead body of any person from interment in any grave or vault in any public or private burying ground without authority shall be deemed guilty of grave robbing, and upon conviction shall be fined in any sum not less than one hundred nor more than one thousand dollars, and be imprisoned in the State Prison not less than five nor more than twenty years. The section declares that an emergency exists for the immediate taking effect of the act, and that it shall be in force from and after its passage.

The offense denounced by the bill should be severely punished. I do not differ with the Legislature in respect to that. I object to

the bill because of the second section. In a communication made to the Senate on the first instant I said: "The provisions of our Constitution which prohibits any act of the Legislature going into effect until it shall have been published and circulated in the several counties of the State, except in case of emergency," is not arbitrary. It rests upon the obvious and just sentiment that the people should not be required to obey laws until they have an opportunity to know their provisions. What is an emergency which authorizes a law to be put in force at once, and before the people have equal opportunity to avail themselves of its beneficent provisions? It is not merely the quality of excellence which makes it useful and to the advantage of the people that it be in force. That is presumed to be the quality of every law. It is assumed that you would not enact any law unless it be for the public good. The exigency contemplated by the Constitution means more than that. It is such sudden occasion, exigence or pressing necessity that there would be some special public or private loss in case of delay.

The law punishing this offense by a fine not exceeding one thousand dollars has been in force for twenty-two years. I am unable to see that there is sudden occasion, exigence, or pressing necessity that there will be some special, public or private wrong in case of delay in putting this act in force until it shall be published as contemplated by the Constitution. The condition of society in this respect is now as it has been for many years, and it can not be truly said, as I am compelled to believe, that an emergency exists.

I can not think of a case in which it would be proper to declare a law punishing crime in force until it has been published. Parties are presumed to know the laws, but in fact the people can not know them until they are published. It is against our sense of justice to punish a man under a law which he had no opportunity to know. The leading purpose of severe punishment is to prevent crime. How can a law serve that purpose until it is published and known? To declare a criminal law in force from its passage is in conflict with the spirit of the Constitution, as I think, and in conflict with the sentiment of justice. Because of this objection I return the bill to the House without my signature.

THOMAS A. HENDRICKS,

Governor of Indiana.

On motion, the message from the Governor containing his veto

to House Bill No. 288, was taken up, and the objections of His Excellency to approving the bill were sustained unanimously.

Mr. Nash offered the following concurrent resolution :

Resolved by the House, the Senate concurring, That there be allowed to James E. Baker, Principal Journal Clerk of the House, and T. W. O. Braffett, Principal Journal Clerk of the Senate, each the sum of seventy-five dollars for extra services rendered by them.

Which was adopted.

The following message was received from the Senate by the Secretary thereof:

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has adopted the following concurrent resolution of the House, to wit :

Resolved by the House, the Senate concurring, That there be allowed to James E. Baker, Principal Journal Clerk of the House and T. W. O. Braffett, Principal Journal Clerk of the Senate, each the sum of seventy-five dollars for extra services rendered by them, and the same is herewith returned to the House.

Mr. Davis offered the following concurrent resolution :

Resolved by the House, the Senate concurring, That there be allowed to Thos. J. Bowers the sum of one hundred dollars for extra services as Reading Clerk of the House.

Which was adopted.

Mr. Willet offered the following concurrent resolution :

Resolved by the House, the Senate concurring, That the State Board of Equalization for 1875 be instructed to appraise the property of the railroads in the State higher than it had been done the year previous.

Which was laid on the table.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has concurred in the amendments of the House to Senate Bill No. 15.

Mr. Kennedy of Morgan, offered the following resolution :

Resolved, That the thanks of the House be tendered to the Committee of Conference on Senate Bill No. 15 for their effective service.

Which was adopted.

On motion of Mr. Martin of Wells, Senate Bill No. 70 was taken up and placed on its passage.

The question being, on the passage of the bill.

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Bence, Brown of Jasper, Brown of Rush, Burson, Caldwell, Collins, Crumpacker, Dale, Davison, Davis, Emerson, Evans, Favorite, Fulk, Gilbert, Harper, Harris of Wayne, Heighway, Heller, Henderson, Hopkins, Horn, Jackson, Johnson of Carroll, Johnston of Dearborn, Kennedy of Marion, Law, Leeper, Martin of Franklin, Martin of Wells, Megenity, Montgomery, Morgan, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ratliff, Ragan, Reeder, Reno, Roseberry, Shaffer, Shaw, Shortridge, Shugart, Snyder, Taylor of Tipton, Thomas, Twibill, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody, Wynn and Mr. Speaker—60.

Those who voted in the negative were,

Messrs. Anderson, Bellows, Cantley, Haynes, Keightly, Lanham, Miller of Parke, Romine, Thompson of Henry and Walz—9.

So the bill passed.

On motion of Mr. Miller of Parke, Senate Bill No. 219 was taken up and placed upon its passage.

The question being shall the bill pass?

Those who voted in the affirmative were,

Messrs. Ames, Arnold, Bellows, Bence, Brown of Jasper, Burson, Caldwell, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Evans, Favorite, Forkner, Fulk, Gilbert, Harper, Harris of Wayne, Highway, Hopkins, Jackson, Johnson of Carroll, Keightly, Lanham, Law, Leeper, Marvin of Boone, Megenity, Miller of Parke, Morgan, Nash, Osborn, Pyeatt, Pfafflin, Ramsey, Ragan, Reeder, Reno, Romine, Roseberry, Shortridge, Shugart, Snyder, Thomas, Thompson of Henry, Twibill, Washburn, Waterman, Willett, Williams of Brown, Williams of Lawrence, Woody and Wynn—56.

Those who voted in the negative were,

Messrs. Anderson, Brown of Rush, Cantley, Gossman, Heller, Henderson, Horn, Johnston of Dearborn, Martin of Franklin, Montgomery, Shaffer, Shaw, Taylor of Tipton, Walz and Mr. Speaker—15.

So the bill passed.

The following message was received from the Senate:

MR. SPEAKER:

I am directed by the Senate to inform the House that the Senate has concurred in the amendments of the Conference Committee on House Bill No. 496, and the same is herewith transmitted to the House.

On motion, the message from the Senate was taken up, and the report of the Conference Committee and the amendments to the bill were agreed to.

The following message was received from the Senate by the Secretary thereof :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has adopted the following concurrent resolution of the House, to-wit :

Resolved by the House, the Senate concurring, That there be allowed to Thos. J.^r Bowers, the sum of one hundred dollars for extra services as Reading Clerk of the House.

And the same is herewith returned to the House.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Bill No. 301, and the same is herewith transmitted to the House.

Mr. ——— moved to suspend the rules and pass Senate Bill No. 301.

Which was lost.

On motion the House adjourned until Monday at 10 o'clock.

DAVID TURPIE,

Speaker.

MONDAY MORNING.

MARCH 10¹⁵, 1875—10 o'clock.

House met pursuant to adjournment, Speaker in the chair.

Mr. Lanham offered the following resolution :

Resolved, That the thanks of the House be and they are hereby tendered Hon. David Turpie for the impartial and able manner in which he has presided as Speaker of this House during the Special Session.

Which was adopted.

The Chair laid before the House a memorial from a tax payer of Delaware county on the subject of taxes.

Mr. Leeper offered the following resolution :

Resolved, That the thanks of this House are hereby tendered the Hon. Jno. S. Davis for his ardent efforts to push forward the work of the Special Session.

Which was adopted.

AFTERNOON SESSION.

Mr. Lanham asked the consent of the House to have his vote changed on Mr. Forkner's amendment to the temperance bill.

Which was granted.

Mr. Pate asked permission to have his vote recorded in the negative on same.

Mr. Ragan offered the following resolution :

Resolved, That the Secretary of State be instructed to furnish each member by mail with a copy of the majority and minority reports of the Prison Committee.

Which was adopted.

The following message was received from the Speaker :

MR. SPEAKER :

I am directed by the President of the Senate to inform the House of Representatives that he has signed Enrolled Acts of the House Nos. 496, 266, 145, 296 and 44, and the same are herewith returned to the House.

The following message was received from the Senate :

MR. SPEAKER :

I am directed by the Senate to inform the House that the Senate has passed the following concurrent resolution of the Senate, to wit :

Resolved by the Senate, the House concurring, That a committee of two from the Senate and two from the House be appointed to wait upon the Governor to know whether he had any further communication to make to this General Assembly, and that the President of the Senate has appointed on the part of the Senate, Senators Sarnighausen and Underwood, and the same is herewith transmitted to the House.

On motion, the message from the Senate was taken up and the resolution adopted, and the Chair appointed, on the part of the House, Messrs. Caldwell and Lanham.

Mr. Caldwell, from the joint committee appointed to wait on the Governor, reported that they had done so and that the Governor had no further communications to make to this General Assembly.

Mr. Davis moved a call of the House.

Those who answered to their names were,

Messrs. Barney, Bearss, Bence, Caldwell, Collins, Crumpacker, Dale, Darnall, Davison, Davis, Emerson, Favorite, Fulk, Gossman, Harper, Harris of Wayne, Hopkins, Jackson, Johnson of Carroll, Johnston of Dearborn, Keightly, Kennedy of Marion, Kennedy of

Morgan, Lanham, Law, Leeper, Martin of Franklin, Martin of Wells, Marvin of Boone, Megenity, Miller of Parke, McFadden, Pate, Ramsey, Ragan, Reeder, Reno, Ribble, Roseberry, Shaffer, Taylor of Daviess, Thomas, Thompson of Marion, Twibill, Waterman, Willett, Williams of Lawrence, Woody, Wynn and Mr. Speaker.

On motion of Mr. Johnston of Dearborn, the House adjourned *sine die*.

DAVID TURPIE,
Speaker.

SAMUEL W. HOLMES,
Principal Clerk.

THOMAS C. MAYS,
Assistant Clerk.

SPEAKER'S REPORT.

STATEMENT.

The following report shows the aggregate amount of all warrants drawn by the Speaker in favor of each member, officer and employe of the House during the Regular and Special Sessions of the General Assembly, and the per diem and mileage allowed each member and per diem of employes. The detailed report was presented to the House and afterwards lost prior to my taking charge of the proof reading and comparing of the House Journal. This report is taken from the Speaker's "Warrant Book" now on file with the Secretary of State, and is in full to the close of the Special Session, March 10, 1875.

W. I. BUCHANAN,

Engrossing Clerk.

I hereby certify that the following report of the pay of members and employes as taken in the aggregate from the "Warrant Book," is correct.

W. C. MORIARTY,

Warrant Clerk.

MEMBERS.

A. N. MARTIN—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session | 527 20 | |
| To warrants special session | 56 00 | |
| | | <u>\$583 20</u> |
| By mileage | 39 20 | |
| By per diem regular session | 488 90 | |
| By per diem special session | 56 00 | |
| | | <u>\$583 20</u> |

M. HELLER—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session | 554 40 | |
| To warrants special session | 56 00 | |
| | | <u>\$610 40</u> |
| By mileage | 66 40 | |
| By per diem regular session | 488 00 | |
| By per diem special session | 56 60 | |
| | | <u>\$610 40</u> |

P. HORN—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session | 552 80 | |
| To warrants special session | 56 00 | |
| | | <u>\$608 80</u> |
| By mileage | 64 80 | |
| By per diem regular session | 488 00 | |
| By per diem special session | 56 00 | |
| | | <u>\$608 80</u> |

A. WILLIAMS—

| | | |
|------------------------------------|----------|-----------------|
| To warrants, regular session | \$512 00 | |
| To warrants special session | 56 00 | |
| | | <u>\$568 00</u> |
| By mileage | 24 00 | |
| By per diem, regular session | 488 00 | |
| By per diem special session | 56 00 | |
| | | <u>\$568 00</u> |

WM. TWIBILL—

| | | |
|------------------------------------|--------|-----------------|
| To warrants, regular session | 522 00 | |
| To warrants special session | 66 00 | |
| | | <u>\$578 00</u> |
| By mileage | 34 00 | |
| By per diem regular session | 488 00 | |
| By per diem special session | 56 00 | |
| | | <u>\$578 00</u> |

H. M. MARVIN—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 498 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$554 00 |
| By mileage..... | 10 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$554 00 |

JAS. L. JOHNSON—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 512 80 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$568 80 |
| By mileage..... | 24 80 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$568 80 |

JNO. A. CANTLEY—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 518 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$574 00 |
| By mileage..... | 30 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem regular session..... | 56 00 | |
| | | <hr/> \$574 00 |

THOS. S. BELLOWS—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 52 80 | |
| To warrants special session..... | 488 00 | |
| | | <hr/> \$596 00 |
| By mileage..... | 52 80 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$596 00 |

GEO. W. BENCE—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 509 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$565 00 |
| By mileage..... | 21 20 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$565 00 |

FRANK D. CALDWELL—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 511 60 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$567 60 |
| By mileage..... | 23 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$567 60 |

JOHN L. MEGENITY—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 528 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$584 00</u> |
| By mileage..... | 40 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$584 00</u> |

HARVEY TAYLOR—

| | | |
|----------------------------------|----------|-----------------|
| To warrants regular session..... | \$556 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$612 00</u> |
| By mileage..... | 68 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$612 00</u> |

COLUMBUS JOHNSTON—

| | | |
|----------------------------------|----------|-----------------|
| To warrants regular session..... | \$528 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$584 00</u> |
| By mileage..... | 40 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$584 00</u> |

JNO. A. SHAW—

| | | |
|----------------------------------|----------|-----------------|
| To warrants regular session..... | \$510 40 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$566 40</u> |
| By mileage..... | 22 40 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$566 40</u> |

WM. BIBBLE—

| | | |
|---|--------|-----------------|
| To warrants regular session..... | 513 00 | |
| To warrants issued special session..... | 56 00 | |
| | | <u>\$569 00</u> |
| By mileage..... | 25 40 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$569 00</u> |

MILES WATERMAN—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 561 20 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$617 20</u> |
| By mileage..... | 73 20 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$617 20</u> |

ALBERT OSBORNE—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 548 00 | |
| To warrants special session..... | 56 00 | |
| | | ———— \$604 00 |
| By mileage..... | 60 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | ———— \$604 00 |

MILTON R. TRUSLER—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 516 00 | |
| To warrants special session..... | 56 00 | |
| | | ———— \$572 00 |
| By mileage..... | 28 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | ———— \$572 00 |

JNO. S. DAVIS—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 533 60 | |
| To warrants special session..... | 56 00 | |
| | | ———— \$589 60 |
| By mileage..... | 45 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | ———— \$589 60 |

JESSE MARVIN—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 520 00 | |
| To warrants special session..... | 56 60 | |
| | | ———— \$576 00 |
| By mileage..... | 32 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | ———— \$576 00 |

JNO. S. MARTIN—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 518 00 | |
| To warrants special session..... | 56 00 | |
| | | ———— \$574 00 |
| By mileage..... | 30 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | ———— \$574 00 |

GEO. BURSON—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 528 00 | |
| To warrants special session..... | 56 00 | |
| | | ———— \$584 00 |
| By mileage..... | 40 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | ———— \$584 00 |

JNO. W. MONTGOMERY—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session | 554 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$614 00 |
| By mileage | 66 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$614 00 |

CORNELIUS SHUGART—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 528 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$584 00 |
| By mileage..... | 40 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$584 00 |

W. C. FULK—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 524 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$580 00 |
| By mileage | 36 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$580 00 |

NATHAN H. CLARK—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 500 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$556 00 |
| By mileage | 12 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$556 00 |

SMITH McCORD—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 494 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$550 00 |
| By mileage | 6 40 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$550 00 |

SAMUEL RAMSEY—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 541 60 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$597 60 |
| By mileage | 53 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$597 60 |

JAMES W. MORGAN—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session | 496 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$552 00 |
| By mileage | 8 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$552 00 |

WM. H. RAGAN—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 496 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$552 00 |
| By mileage..... | 8 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$552 00 |

MARK E. FORKNER—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 526 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$582 00 |
| By mileage..... | 38 40 | |
| By per diem regular session..... | 408 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$582 00 |

A. R. A. THOMPSON—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session..... | 516 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$572 00 |
| By mileage..... | 28 00 | |
| By per diem regular session | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$572 00 |

JAMES M. DARNALL—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 509 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$565 00 |
| By mileage..... | 21 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$565 00 |

J. C. FAVORITE—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 532 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$588 00 |
| By mileage | 44 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$588 00 |

ALBERT H. SHAFFER—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 532 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$588 00</u> |
| By mileage..... | 44 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$588 00</u> |

ALEX. A. DAVISON—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 511 20 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$567 20</u> |
| By mileage..... | 23 20 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$567 20</u> |

MATHEW A. SMITH—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 528 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$584 00</u> |
| By mileage..... | 40 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$584 00</u> |

JAMES W. LANHAM—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 524 80 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$580 80</u> |
| By mileage..... | 36 80 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$580 80</u> |

JAMES W. WYNN—

| | | |
|----------------------------------|----------|-----------------|
| To warrants regular session..... | \$511 60 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$567 60</u> |
| By mileage..... | 23 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$567 60</u> |

G. McFADDEN—

| | | |
|----------------------------------|----------|-----------------|
| To warrants regular session..... | \$500 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$556 00</u> |
| By mileage..... | 12 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$556 00</u> |

CHAS. E. CRANE—

| | | |
|----------------------------------|----------|-----------------|
| To warrants regular session..... | \$526 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$582 00</u> |
| By mileage..... | 38 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$582 00</u> |

JNO. D. HEIGHWAY—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 554 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$610 00</u> |
| By mileage..... | 66 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$610 00</u> |

GEO. R. BEARSS—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 527 20 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$583 20</u> |
| By mileage..... | 19 60 | |
| By mileage..... | 19 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$583 20</u> |

SAMUEL HARPER.

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 568 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$624 00</u> |
| By mileage..... | 80 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>624 00</u> |

SAM'L C. AMES—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 562 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$618 00</u> |
| By mileage..... | 74 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$618 00</u> |

EDWARD EVANS—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 552 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$608 00</u> |
| By mileage..... | 64 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$608 00</u> |

A. J. WILLIAMS—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 528 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$584 00</u> |
| By mileage..... | 40 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$584 00</u> |

G. W. HARRIS—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session | 504 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$560 00</u> |
| By mileage | 16 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$560 00</u> |

JAS. HOPKINS—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session..... | 488 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$544 00</u> |
| By mileage | | |
| By per diem regular session..... | 488 00 | |
| By per diem special session | 56 00 | |
| | | <u>\$544 00</u> |

JAS. L. THOMPSON—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 492 80 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$548 80</u> |
| By mileage | 7 80 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$548 80</u> |

DAVID TURPIE—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session..... | 488 00 | |
| To warrants special session | 56 00 | |
| | | <u>\$544 00</u> |
| By mileage..... | | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$544 00</u> |

E. C. KENNEDY—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session..... | 488 00 | |
| To warrants special session | 56 00 | |
| | | <u>\$544 00</u> |
| By mileage..... | | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$544 00</u> |

E. T. KEIGHTLY—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session..... | 488 00 | |
| To warrants special session | 56 00 | |
| | | <u>\$544 00</u> |
| By mileage | | |
| By per diem regular session..... | 488 00 | |
| By per diem special session | 56 00 | |
| | | <u>\$544 00</u> |

D. A. SNYDER—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session..... | 538 00 | |
| To warrants special session | 56 00 | |
| | | <u>\$594 00</u> |
| By mileage..... | 50 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$594 00</u> |

A. J. GOSSMAN—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session..... | 579 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$635 00</u> |
| By mileage | 91 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session | 56 00 | |
| | | <u>\$635 00</u> |

DAVID CHARTERS—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session..... | 518 80 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$574 80</u> |
| By mileage | 30 80 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session | 56 00 | |
| | | <u>\$574 80</u> |

SAMUEL WOODY—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session | 515 60 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$571 60</u> |
| By mileage | 27 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$571 60</u> |

W. N. ROSEBERRY—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 524 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$580 00</u> |
| By mileage..... | 36 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$580 0</u> |

P. S. KENNEDY—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 505 60 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$561 60</u> |
| By mileage..... | 17 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$561 60</u> |

JNO. R. MILLER—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 513 20 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$569 20</u> |
| By mileage..... | 25 20 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$569 20</u> |

JNO. KENNEDY—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 503 20 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$559 20</u> |
| By mileage..... | 15 20 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$559 20</u> |

JAS. EMERSON—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 524 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$580 00</u> |
| By mileage..... | 36 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$580 00</u> |

O. D. WILLETT—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 543 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$604 00</u> |
| By mileage..... | 60 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$604 00</u> |

G. T. BARNEY—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 568 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$624 00</u> |
| By mileage..... | 80 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$624 00</u> |

WM. T. PATE—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session..... | 542 40 | |
| To warrants special session | 56 00 | |
| | | <hr/> \$598 0 |
| By mileage | 54 40 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$598 00 |

JESSE H. RENO—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session..... | 508 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$564 60 |
| By mileage..... | 20 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session | 56 00 | |
| | | <hr/> 564 00 |

DANIEL THOMAS—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 520 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$576 00 |
| By mileage | 32 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$576 00 |

JNO. H. HAYNES—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session | 588 00 | |
| To warrants special session | 56 00 | |
| | | <hr/> \$644 00 |
| By mileage..... | 100 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session | 56 00 | |
| | | <hr/> \$644 00 |

JAS. W. ARNOLD—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session | 556 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$612 00 |
| By mileage | 68 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 66 00 | |
| | | <hr/> \$ 612 00 |

THEO. CRUMPACKER—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 548 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$604 00 |
| By mileage..... | 60 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$604 00 |

JOHN WALZ—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 568 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$624 00 |
| By mileage..... | 80 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$624 00 |

JAS. G. EDWARDS—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 509 60 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$565 60 |
| By mileage..... | 21 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$565 60 |

MARTIN A. REEDER—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session..... | 518 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$574 00 |
| By mileage | 30 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session | 56 00 | |
| | | <hr/> \$574 00 |

M. L. HENDERSON—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session..... | 524 00 | |
| To warrants special session | 56 00 | |
| | | <hr/> \$580 00 |
| By mileage | 36 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session | 56 00 | |
| | | <hr/> \$580 00 |

BARKER BROWN—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session..... | 510 40 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$566 40 |
| By mileage | 22 40 | |
| By per diem regular session | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$566 40 |

JACOB REDDICK—

| | | |
|----------------------------------|----------|----------------|
| To warrants regular session..... | \$503 60 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$559 60 |
| By mileage..... | 15 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$559 60 |

LEWIS C. LAW—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 524 00 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$580 00 |
| By mileage..... | 36 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$580 00 |

WM. PATTERSON—

| | | |
|----------------------------------|----------|----------------|
| To warrants regular session..... | \$502 40 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$558 40 |
| By mileage..... | 14 48 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$558 40 |

JAMES ROMINE—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 598 80 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$654 80 |
| By mileage..... | 110 80 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$654 80 |

E. B. GLASGOW—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 565 80 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$621 60 |
| By mileage..... | 77 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$621 60 |

DAVID R. LEEPER—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 559 20 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$615 2 |
| By mileage..... | 71 20 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$615 20 |

W. C. McMICHAEL—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 560 80 | |
| To warrants special session..... | 56 00 | |
| | | <hr/> \$616 80 |
| By mileage..... | 72 80 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <hr/> \$616 80 |

JAS. L. NASH—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 530 80 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$586 80</u> |
| By mileage..... | 42 80 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$586 80</u> |

J. H. ANDERSON—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 518 40 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$574 40</u> |
| By mileage..... | 30 40 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$574 40</u> |

SAMUEL SHORTRIDGE—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 516 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$572 00</u> |
| By mileage..... | 28 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$572 00</u> |

S. M. TAYLOR—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 503 60 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$559 60</u> |
| By mileage..... | 15 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$559 60</u> |

ADOLPH PFAFFLIN—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 566 40 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$622 40</u> |
| By mileage..... | 78 50 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$622 40</u> |

WM. H. MILLER—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 566 40 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$622 40</u> |
| By mileage..... | 78 40 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$622 40</u> |

E. Y. JACKSON—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 529 60 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$585 60</u> |
| By mileage | 41 60 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$585 60</u> |

JOSEPH GILBERT—

| | | |
|-----------------------------------|--------|-----------------|
| To warrants regular session..... | 518 40 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$574 40</u> |
| By mileage | 30 40 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session | 56 00 | |
| | | <u>\$574 40</u> |

B. F. HAVENS—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 518 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$574 00</u> |
| By mileage | 30 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$574 00</u> |

HIRAM DALE—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 528 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$584 00</u> |
| By mileage | 40 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$584 00</u> |

JNO. C. LINCOLN—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 524 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$580 00</u> |
| By mileage | 36 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$580 00</u> |

ATHAN PYEATT—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 467 20 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$523 20</u> |
| By mileage..... | 79 20 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>623 20</u> |

B. L. HARRIS—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 519 20 | |
| To warrants special session..... | 56 00 | |
| | | <u>575 20</u> |
| By mileage..... | 31 20 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>575 20</u> |

J. C. BATCLIFF—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 519 20 | |
| To warrants special session..... | 56 00 | |
| | | <u>575 20</u> |
| By mileage..... | 31 20 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>575 20</u> |

A. B. COLLINS—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 548 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$604 00</u> |
| By mileage..... | 60 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$604 00</u> |

G. A. BROWN—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 533 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$589 00</u> |
| By mileage..... | 45 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>\$589 00</u> |

THOS. WASHBURN—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 552 00 | |
| To warrants special session..... | 56 00 | |
| | | <u>\$608 00</u> |
| By mileage..... | 64 00 | |
| By per diem regular session..... | 488 00 | |
| By per diem special session..... | 56 00 | |
| | | <u>608 00</u> |

OFFICERS AND EMPLOYES.

SAMUEL W. HOLMES, Principal Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 555 00 | |
| To warrants special session..... | 35 00 | |
| | | ———— \$590 00 |
| By salary regular session..... | 305 00 | |
| By allowance..... | 250 00 | |
| By salary special session..... | 35 00 | |
| | | ———— \$590 00 |

THOMAS C. MAYS, Assistant Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 555 00 | |
| To warrants special session..... | 35 00 | |
| | | ———— \$590 00 |
| By salary regular session..... | 305 00 | |
| By allowance..... | 250 00 | |
| By salary special session..... | 35 00 | |
| | | ———— \$590 00 |

W. C. MORIARITY, Warrant Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | ———— \$340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | ———— \$340 00 |

T. J. BOWERS, Reading Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | ———— \$340 00 |
| By salary regular session..... | 295 00 | |
| By salary special session..... | 35 00 | |
| | | ———— \$340 00 |

A. G. SMITH, File Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | ———— \$340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | ———— \$340 00 |

JOSEPH ARMSTRONG, Registry Clerk—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | ————— \$340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | ————— \$340 00 |

WILL. I. BUCHANAN, First Engrossing Clerk—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | ————— \$340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | ————— \$340 00 |

FRANK JACKSON, Engrossing Clerk—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session | 305 00 | |
| | | ————— \$305 00 |
| By Salary | 305 00 | |
| | | ————— \$305 00 |

L. M. FLEMING, First Journal Clerk—

| | | |
|----------------------------------|--------|----------------|
| To warrants regular session..... | 305 00 | |
| | | ————— \$305 00 |
| By salary | 305 00 | |
| | | ————— \$305 00 |

J. E. BAKER, Journal Clerk—

| | | |
|-----------------------------------|--------|----------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session | 110 00 | |
| | | ————— \$415 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| By allowance | 75 00 | |
| | | ————— \$415 00 |

D. E. SNYDER, Copy Clerk—

| | | |
|----------------------------------|--------|--------------|
| To warrants regular session..... | 205 00 | |
| | | ————— 305 00 |
| By salary..... | 305 00 | |
| | | ————— 305 00 |

FRANK GRANDALL, Copy Clerk—

| | | |
|----------------------------------|-------|-------------|
| To warrants special session..... | 35 00 | |
| | | ————— 35 00 |
| By salary..... | 35 00 | |
| | | ————— 35 00 |

HENRY WAKEMAN, Copy Clerk—

| | | |
|----------------------------------|--------|--------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | 340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | 340 00 |

C. C. RAWLINGS, Copy Clerk—

| | | |
|----------------------------------|--------|----------|
| To warrants regular session..... | 305 00 | |
| | | \$305 00 |
| By salary..... | 305 00 | |
| | | \$305 00 |

JAS. C. WALSH, Minute Clerk—

| | | |
|----------------------------------|--------|----------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | \$340 00 |
| By salary regular session | 305 00 | |
| By salary special session..... | 35 00 | |
| | | \$340 00 |

L. R. SULLIVAN, Copy Clerk—

| | | |
|----------------------------------|--------|----------|
| To warrants regular session..... | 250 00 | |
| | | \$250 00 |
| By salary..... | 250 00 | |
| | | \$250 00 |

J. J. CAMERON, Copy Clerk—

| | | |
|----------------------------------|-------|---------|
| To warrants special session..... | 35 00 | |
| | | \$35 00 |
| By salary..... | 35 00 | |
| | | \$35 00 |

MOSES T. LEWMAN, Doorkeeper—

| | | |
|----------------------------------|--------|----------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | \$340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | \$340 00 |

JAMES C. CARLTON, First Assistant Doorkeeper—

| | | |
|----------------------------------|--------|----------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | \$340 00 |
| By salary regular session | 305 00 | |
| By salary special session | 35 00 | |
| | | \$340 00 |

SAMUEL McKAY, Third Assistant Doorkeeper—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | <u>\$340 00</u> |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | <u>\$340 00</u> |

WM. NEFF, Second Assistant Doorkeeper—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | <u>\$340 00</u> |
| By salary regular session..... | 305 00 | |
| By salary special session | 35 00 | |
| | | <u>\$340 00</u> |

GEO. S. DAVIS, Post Master—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | <u>\$340 00</u> |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | <u>\$340 00</u> |

JOHN STEGG, Paper Folder—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | <u>\$340 00</u> |
| By salary regular session..... | 305 00 | |
| By salary special session | 35 00 | |
| | | <u>\$340 00</u> |

JESSE JOHNSON, Closet Cleaner—

| | | |
|-----------------------------------|---------|-----------------|
| To warrants regular session..... | 305 00, | |
| To warrants special session | 35 00 | |
| | | <u>\$340 00</u> |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | <u>\$340 00</u> |

FRANK ACKLEMEYER, Sweeper—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | <u>\$340 00</u> |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | <u>\$340 00</u> |

JOSEPH C. SMITH, Spittoon Cleaner—

| | | |
|----------------------------------|--------|-----------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | <u>\$340 00</u> |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | <u>\$340 00</u> |

ILLIE FALEY, Water Closet Cleaner—

| | | |
|------------------|-------|---------|
| To warrants..... | 35 00 | |
| | | \$35 00 |
| By salary..... | 35 00 | |
| | | \$35 00 |

HARRY SOLOMON, Page—

| | | |
|----------------------------------|--------|----------|
| To warrants regular session..... | 183 00 | |
| To warrants special session..... | 21 00 | |
| | | \$204 00 |
| By salary..... | 204 00 | |

JAMES W. LILY, Page—

| | | |
|----------------------------------|--------|----------|
| To warrants regular session..... | 183 00 | |
| To warrants special session..... | 21 00 | |
| | | \$204 00 |
| By salary..... | 204 00 | |

LENA B. HOPKINS, Page—

| | | |
|----------------------------------|----------|----------|
| To warrants regular session..... | 183 00 | |
| To warrants special session..... | 21 00 | |
| | | \$204 00 |
| By salary..... | \$204 00 | |
| | | \$204 00 |

LEWIS KOSTER, Page—

| | | |
|----------------------------------|----------|----------|
| To warrants regular session..... | 183 00 | |
| To warrants special session..... | 21 00 | |
| | | \$204 00 |
| By salary..... | \$204 00 | |
| | | \$204 00 |

CHAS. KEIGHTLY, Page—

| | | |
|----------------------------------|----------|----------|
| To warrants regular session..... | 183 00 | |
| To warrants special session..... | 21 00 | |
| | | \$204 00 |
| By salary..... | \$204 00 | |
| | | \$204 00 |

GEO. P. REAUME, Page—

| | | |
|----------------------------------|----------|----------|
| To warrants regular session..... | 183 00 | |
| To warrants special session..... | 21 00 | |
| | | \$204 00 |
| By salary..... | \$204 00 | |

W. H. HALE, Engrossing Clerk—

| | | |
|----------------------------------|--------|----------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | \$340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | \$340 00 |

E. W. MEENAUGH, Engrossing Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | ———— \$340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 60 | |
| | | ———— \$340 00 |

PHILIP KENNEDY, Engrossing Clerk—

| | | |
|------------------|-------|--------------|
| To warrants..... | 75 00 | |
| | | ———— \$75 00 |
| By salary..... | 75 00 | |
| | | ———— \$75 00 |

H. C. RAY, Enrolling Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 305 00 | |
| | | ———— \$305 00 |
| By salary regular session..... | 305 00 | |
| | | ———— \$305 00 |

GUS O'BRIEN, Engrossing Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | | ———— \$340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | | ———— \$340 00 |

THOMAS S. BRISCOE, Committee Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 305 00 | |
| To allowance..... | 50 00 | |
| | | ———— 355 00 |
| By salary regular session..... | 305 00 | |
| By allowance..... | 50 00 | |
| | | ———— \$355 00 |

RICHARD J. DURKIN, Committee Clerk—

| | | |
|----------------------------------|--------|---------------|
| To warrants regular session..... | 305 00 | |
| | | ———— \$305 00 |
| By salary regular session..... | 305 00 | |
| | | ———— \$305 00 |

JAMES H. RICE, Clerk—

| | | |
|----------------------------------|-------|--------------|
| To warrants regular session..... | 75 00 | |
| | | ———— \$75 00 |
| By salary..... | 75 00 | |
| | | ———— \$75 00 |

N. E. ALEXANDER, Janitor Committee Rooms—

| | | |
|----------------------------------|-------------------|----------|
| To warrants regular session..... | 305 00 | |
| | <u> </u> | \$305 00 |
| By salary..... | 305 00 | |
| | <u> </u> | \$305 00 |

THOMAS COLLINS, Committee Clerk—

| | | |
|----------------------------------|-------------------|----------|
| To warrants regular session..... | 180 00 | |
| | <u> </u> | \$180 00 |
| By salary..... | 180 00 | |
| | <u> </u> | \$180 00 |

JOHN MASON, Committee Clerk—

| | | |
|----------------------------------|-------------------|----------|
| To warrants regular session..... | 125 00 | |
| | <u> </u> | \$125 00 |
| By salary regular session | 125 00 | |
| | <u> </u> | \$125 00 |

GEORGE W. PALMER, Enrolling Clerk—

| | | |
|----------------------------------|-------------------|----------|
| To warrants regular session..... | 305 00 | |
| To warrants special session..... | 35 00 | |
| | <u> </u> | \$340 00 |
| By salary regular session..... | 305 00 | |
| By salary special session..... | 35 00 | |
| | <u> </u> | \$340 00 |

S. W. BUSKIRK, Stationery Clerk—

| | | |
|----------------------------------|-------------------|----------|
| To warrants regular session..... | 250 00 | |
| | <u> </u> | \$250 00 |
| By salary regular session..... | 250 00 | |
| | <u> </u> | \$250 00 |

Aggregate amount of all warrants drawn in favor of members, officers and employees.....\$71,347 60



TABULATED STATEMENT

Of Bills and Joint Resolutions Originating, Passed and Pending, in the House of Representatives, at the close of the Regular Session of the General Assembly of 1875, showing Title, by whom Introduced, and the Action had thereon.

| No. | TITLE. | BY WHOM INTRODUCED | ACTION THEREON. |
|-----|--|--------------------|--|
| 1 | AN ACT to repeal an act entitled, "An act in relation to the organization of the two Houses of the General Assembly, prescribing the number of officers and employes of each House and regulating their duties, and declaring an emergency." | Waterman. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, January 28 reported back and laid on the table. |
| 2 | A BILL fixing the per diem of the members of the General Assembly and providing that they shall furnish their own stationery, and fixing the per diem of employes, and providing for the repeal of all laws conflicting with the provisions of this act, and declaring an emergency. | Crumpacker. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| 3 | AN ACT to amend sections 102, 107, 108, 125 and 270, and to repeal section 276 of the tax law of 1873. | Williams of Brown. | January 7 read first time, January 12 read second time and referred to Committee on County and Township Business, January 21 reported back recommending its passage, ordered engrossed, January 26 read third time and passed, February 9 returned from Senate with amendments, amendments concurred in. |
| 4 | A BILL fixing the per diem of members of the General Assembly, and declaring an emergency. | Truster. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| 5 | AN ACT to amend an act entitled "An act to define what shall be the salary of the Governor, the manner of paying the same, and declaring an emergency." | Wood. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| 6 | A BILL to legalize the incorporation of the town of Martinsville, Morgan county, Indiana, and to legalize all orders, by-laws, ordinances, levies and assessments of taxes made, passed and adopted by the Board of Trustees of said town. | Kennedy of Morgan. | January 7 read first time, January 12 read second time and referred to Committee on Cities and Towns, January 21 reported back recommending its passage, ordered engrossed, January 23 engrossed, January 26 read third time and passed, March 5 returned from Senate with amendments, concurred in. |
| 7 | AN ACT fixing the per diem and mileage of members of the General Assembly, and providing that they shall furnish their own stationery, and repealing an act in relation thereto, approved December 19, 1872. | Wyua. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |

HOUSE BILLS—Continued.

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
|------|--|---------------------|---|
| ✓ 8 | AN ACT to regulate the sale of intoxicating liquors, to provide against evils resulting from any sale thereof, to punish drunkenness and deceitful practices in obtaining liquors, to furnish remedies for damages practising from its sale, to prescribe penalties, and repeal all other laws on the subject, and declaring an emergency. | Shaw. | January 7 read first time, January 12 read second time and referred to Committee on Temperance, March 7 reported back and laid on table. |
| ✓ 9 | AN ACT to regulate and license the sale of spirituous, malt and other intoxicating liquors, to prohibit the adulteration of liquors, to repeal all former laws contravening the provisions of the act, and prescribing penalties for the violation thereof. | Havens. | January 7 read first time, January 12 read second time and referred to Committee on Temperance, House Bill No. 174 substituted for this bill. |
| ✓ 10 | AN ACT fixing the per diem of members of the General Assembly and providing that they shall furnish their own stationery, postage stamps and newspapers. | Taylor of Tipton. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| ✓ 11 | A BILL to provide for the pay of the members of the General Assembly. | Osborn. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| ✓ 12 | AN ACT to amend the first section of an act entitled "An act fixing the per diem and mileage of members of the General Assembly," and providing that they shall provide their own stationery, approved December 19, 1872. | Harris of Madison. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| ✓ 13 | AN ACT to amend the 102d section of an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes," approved December 31, 1872. | Harris of Madison. | January 7 read first time, January 12 read second time and referred to Committee on County and Township Business, February 24 reported back and laid on table. |
| ✓ 14 | A BILL fixing the per diem and mileage of members of the General Assembly, and providing that their stationery shall be furnished by the State. | Willett. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| ✓ 15 | AN ACT fixing the per diem and mileage of members of the General Assembly, and providing that they shall have an allowance for stationery, and declaring an emergency. | Martin of Wells. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| ✓ 16 | AN ACT to define what shall be the salary of the Governor, the manner of paying the same, repealing all former laws upon the same subject and fixing the time when it shall take effect. | Martin of Wells. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 13 reported back by committee recommending that it pass, February 15 engrossed, February 19 read third time and passed, referred to Senate. |
| ✓ 17 | A BILL to regulate the sale of intoxicating liquors and to repeal an act to regulate the sale of intoxicating liquors, approved February 21, 1873. | Willett. | January 7 read first time, January 12 read second time and referred to Committee on Temperance, March 7 reported back and laid on table. |
| ✓ 18 | A BILL declaring drunkenness to be a misdemeanor, prescribing punishment therefor, and requiring persons convicted of intoxication to inform where liquor was obtained. | Clark. | January 7 read first time, January 12 read second time and referred to Committee on Temperance, March 7 reported back and laid on table. |

| | | | |
|----|--|--------------------|--|
| 19 | AN ACT to define what shall be the salary of the Governor, the manner of paying the same, and repealing all laws conflicting with the provisions of this act. | Crumpacker. | January 7 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| 20 | AN ACT to repeal an act entitled, "An act to provide for a general system of common schools, the officers thereof and their respective powers and duties, and matters properly connected therewith, prescribing fees for certain officers therein named, and for the establishing and regulation of township libraries, and to repeal all laws inconsistent therewith, providing penalties therein prescribed," approved March 6th, 1865, adding supplemental section thereto, March 8, 1873. | Edwards. | January 8 read first time, January 12 read second time and referred to Committee on Education, February 8 reported back and laid on table. |
| 21 | A BILL to authorize the Judge of one Circuit to hold the Courts of another in cases of necessity or conscience, and declaring an emergency. | Forkner. | January 8 read first time, January 12 read second time and referred to Committee on Judiciary. |
| 22 | AN ACT to amend sections 4, 5, 6, 8, 14, 15, 18, 20, 24, 26 and 40 of an act entitled, "An act regulating the fees of officers and providing penalties for its violation, repealing certain acts therein named and providing duties to be performed by State, county, and township officers and matters properly connected therewith, and declaring an emergency," approved March 8, 1873. | Williams of Brown. | January 8 read first time, January 12 read second time and referred to Committee on Fees and Salaries. |
| 23 | AN ACT making it the duty of the County Commissioners of the various counties in the State of Indiana to procure for their respective counties at the expense thereof, certified copies of the records effecting land in said counties, from the office of the Commissioner of the General Land Office of the United States, of the Secretary of State for the State of Indiana, and of the Trustees of the Wabash and Erie Canal, said certified copies to be placed in the Recorder's offices of the several counties, there to be kept in book form and consulted in the same manner as other records therein are kept. | Cantley. | January 8 read first time, January 12 read second time and referred to Committee on County and Township Business, February 10 reported back with recommendation that it pass, engrossed February 10, February 15 read third time and passed. |
| 24 | A BILL to provide for collecting damages from owners of sheep-killing dogs, and providing for arbitration in each case. | Waterman. | January 8 read first time, January 12 read second time and referred to Committee on Agriculture, February 5 reported back and laid on the table. |
| 25 | A BILL defining certain misdemeanors, and prescribing punishment therefor. | Forkner. | January 8 read first time, January 12 read second time and referred to Committee on Judiciary, January 27 reported back with recommendation that it pass, January 23 engrossed, January 29 read third time and made special order for February 3 at 10 o'clock a. m. |
| 26 | A BILL relating to and prescribing some of the duties and liabilities of the Clerks of the several courts in this State. | Forkner. | January 8 read first time, January 12 read second time, and referred to Committee on Judiciary, January 20 reported back recommending passage, January 21 engrossed, January 26 read third time and passed, March 5 returned from Senate. |
| 27 | AN ACT to amend an act entitled "An act to fix the per diem of members of the General Assembly." | Woody. | January 8 read first time, January 12 read second time and referred to Committee on Fees and Salaries, February 4 reported back and laid on the table. |
| 28 | AN ACT compelling parents and guardians to educate their children and wards. | Shaffer. | January 8 read first time, January 12 read second time and referred to Committee on Education, February 23 reported back without recommendation, ordered engrossed. |

HOUSE BILLS--Continued.

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| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 29 | AN ACT to authorize County Commissioners to construct roads on petition of a majority of resident land owners along and adjacent to the line of said road, and to repeal all laws heretofore enacted for the construction of gravel roads. " | Shaffer. | January 8 read first time, January 12 read second time and referred to Committee on Roads, February 2 reported back and indefinitely postponed. |
| 30 | AN ACT providing for the commencement and prosecution in criminal cases by information, and declaring an emergency. | Kennedy of Montgomery. | January 8 read first time, January 12 read second time and referred to Committee on Judiciary, January 14 reported back with amendments, adopted, January 15 engrossed, January 14 read third time, January 15 laid on table, 100 copies ordered printed, January 19 failed to pass. |
| 31 | AN ACT creating the Thirty-Ninth Judicial Circuit of the State of Indiana, fixing the time of holding courts therein, and providing for the appointment of a Judge thereof. | Pate. | January 8 read first time, January 12 read second time and referred to Committee on Organization of Courts of Justice, March 3 reported back, March 4 engrossed, March 4 read third time, failed to pass. |
| 32 | AN ACT to amend an act entitled "An act providing for the election of and qualification of Justices of the Peace, and defining their powers and duties," approved June 9, 1852. | Walz. | January 8 read first time, January 12 read second time and referred to Committee on Judiciary, January 30 reported back and laid on table, February 16 taken up, amended and ordered engrossed. |
| 33 | AN ACT to amend an act entitled "An act to provide for a general system of common schools," approved March 6, 1865. | Walz. | January 8 read first time, January 12 read second time and referred to Committee on Education. |
| 34 | AN ACT defining certain misdemeanors and prescribing punishment therefor. | Bursea. | January 8 read first time, January 12 read second time and referred to Committee on Temperance, March 7 reported back and laid on table. |
| 35 | A BILL defining who shall be entitled to practice medicine and surgery. | Henderson. | January 8 read first time, January 12 read second time and referred to Committee on Rights and Privileges, January 28 reported back and laid on table. |
| 36 | AN ACT creating the Fortieth Judicial Circuit and fixing the time of holding courts, etc. | Taylor of Tipton. | January 8 read first time, January 12 read second time and referred to Committee on Organization of Courts of Justice, January 20 reported back and laid on table. |
| 37 | AN ACT to regulate and license the sale of intoxicating liquors, declaring what is intoxicating, prescribing penalties, repealing all laws, and declaring an emergency. | Collins. | January 8 read first time, January 12 read second time and referred to Committee on Temperance, March 7 reported back and laid on table. |
| 38 | AN ACT to raise revenue for State purposes for the years 1875 and 1876, and declaring an emergency. | Martin of Wells. | January 8 read first time, January 12 read second time and referred to Committee on Ways and Means, February 27 reported back and laid on table. |
| 39 | AN ACT to amend section one of an act entitled "An act to revise, simplify and abridge the rules, pleading, practice and forms in criminal cases in the courts of this State," as amended by an act approved March 10, 1873. | Favorite. | January 8 read first time, January 12 read second time and referred to Committee on Judiciary, February 8 reported back and laid on table. |

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| 40 | AN ACT regulating criminal prosecution before justices of the peace. | Taylor et Daviess. | January 8 read first time, January 12 read second time and referred to Committee on Judiciary, January 27 reported back and tabled, February 22 taken from table and engrossed, March 4 read third time and passed. |
| 41 | AN ACT to provide for the trial of causes in which the judge of the court in which such cause is pending, is interested in any way or in which a change of venue has been, or is, taken from the judge because of his bias or prejudice. | Caldwell. | January 8 read first time, January 12 read second time and referred to the Committee on Judiciary, February 8 reported back and laid on table. |
| 42 | A BILL to amend the law in regard to printing delinquent tax lists. | Williams of Brown. | January 8 read first time, January 12 read second time and referred to Committee on County and Township Business, January 22 reported back, January 22 engrossed, January 26 read third time and passed. |
| 43 | AN ACT requiring Township Trustees to discharge the duties of Assessors, abolishing the office of County Assessor, requiring Trustees to discharge other duties while assessing property, prescribing certain duties of County Auditors and the time of appraising real estate, and constituting Township Trustees members of Boards of Equalization. | Waterman. | January 8 read first time, January 12 read second time and referred to Committee on County and Township Business, January 27 reported back and laid on table. |
| 44 | AN ACT authorizing County Commissioners of their respective counties in the State to purchase all the books, stationery, and all other articles necessary for the various county offices circuit and Superior in the State of Indiana, and punishing County Commissioners for speculating on said purchases, and declaring an emergency. | Darnall. | January 11 read first time, January 12 read second time and referred to Committee on County and Township Business, January 18 reported back, January 18 engrossed, January 22 read third time and passed and referred to Senate, March 6 returned from Senate with amendments. |
| 45 | AN ACT regulating the sale of intoxicating liquors. | Martin of Wells. | January 11 read first time, January 12 read second time and referred to Committee on Temperance, March 7 reported back and laid on table. |
| 46 | AN ACT to authorize the United States of America to acquire title to lands in the State of Indiana by condemnation, prescribing the manner in which such condemnation shall be made, and declaring an emergency. | Pfaffin. | January 11 read first time, January 12 read second time and referred to Committee on Federal Relations, January 20 reported back, January 20 engrossed, January 26 read third time and passed and referred to Senate, January 27 returned from Senate. |
| 47 | A BILL fixing the pay and mileage of members of the General Assembly, and providing that they shall be compensated for their stationery. | Lanham. | January 12 read first time, January 13 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| 48 | AN ACT appropriating one hundred thousand dollars to defray the expenses of the regular session of 1875 of the General Assembly of the State of Indiana. | Heller. | January 12 read first time, January 13 read second time and laid on table. |
| 49 | AN ACT to amend section one and also to repeal section two and three of the revenue act of 1872, as amended March 8, 1873, making taxes payable in one installment only | Williams of Brown. | January 12 read first time, January 13 read second time and referred to Committee on County and Township Business, January 26 read third time and failed to pass. |
| 50 | AN ACT to provide for a uniform and equal rate of freight upon railroads, and prescribing penalties for violation thereof. | Williams of Brown. | January 12 read first time, January 13 read second time and referred to Committee on Railroads. |
| 51 | AN ACT to abolish the grand jury system. | Cantley. | January 12 read first time, January 13 read second time and referred to Committee on Organization of Courts, January 29 reported back and indefinitely postponed. |

HOUSE BILLS—Continued.

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| ✓52 | AN ACT to amend section one of an act entitled "An act to amend section fifteen and sixteen of an act entitled 'an act for the incorporation of towns, defining their powers, providing for the election of the officers thereof, and declaring their duties,'" approved June 11, 1852. | Caldwell. | January 12 read first time, January 13 read second time and referred to Committee on Cities and Towns, January 21 reported back and engrossed, January 26 read third time and passed. |
| 53 | A BILL relating to the contracts of married women, and declaring such contracts binding in certain cases. | Barney. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary. |
| 54 | A BILL to amend section 315 of an act entitled, "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the Courts of this State." | Barney. | January 12 read first time, January 13 read second time and referred to Committee on Cities and Towns, January 21 reported back and engrossed, January 28 re-committed to Committee on Cities and Towns, February 8 reported back with amendments, ordered engrossed, re-engrossed February 9, February 15 read third time and failed to pass. |
| ✓55 | A BILL to amend sections 22 and 57 of an act entitled, "An act for the incorporation of towns, defining their powers, providing for the election of officers thereof and declaring their duties," approved June 11, 1852. | Waterman. | January 12 read first time, January 13 read second time and referred to Committee on Education, February 8 reported back and laid on table. |
| ✓56 | AN ACT defining the powers of school meetings in certain cases, and defining the duties of Township Trustees in employing teachers in certain cases. | Waterman. | January 12 read first time, January 13 read second time and referred to Committee on Education, February 8 reported back and laid on table. |
| ✓57 | A BILL limiting the powers of Township Trustees in certain cases by providing for advisors in such cases, prescribing punishment for failing to comply with the provisions of this act, authorizing citizens to petition Trustees in certain cases, and declaring an emergency. | Clark. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary. |
| 58 | AN ACT to authorize Justices of the Peace and Mayors of cities, and compelling the attendance of witnesses in certain cases. | Clark. | January 12 read first time, January 13 read second time and referred to Committee on Organization of Courts, etc., January 27 reported back and laid on table. |
| ✓59 | A BILL to amend section 3 of an act entitled "An act regulating the convening and adjourning of Grand Juries, approved March 10, 1873. | Clark. | January 12 read first time, January 13 read second time and referred to Committee on County and Township Business, January 20 reported back and laid on table. |
| ✓60 | A BILL to amend section 102 of an act to provide for a uniform assessment of property, etc. | McCord. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary, February 8 reported back and laid on table. |
| ✓61 | AN ACT to amend the 10th section of an act approved June 9, 1852, extending the jurisdiction of Justices of the Peace. | | |

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| 62 | AN ACT to limit the powers of Township Trustees in contracting debts, setting apart public days for transacting business, and declaring an emergency. | Ragan. | January 12 read first time, January 13 read second time and referred to Committee on County and Town-ship Business, January 20 reported back and laid on table. |
| 63 | A BILL to repeal an act creating the office of County Superintendent of Public Instruction and to provide for the election of School Ex-aminers. | Thompson. | January 12 read first time, January 13 read second time and referred to Committee on Education, February 8 reported back and laid on table. |
| 64 | A BILL to create the ——— Judicial Circuit, and fixing the times of holding courts therein, etc. | Davison. | January 12 read first time, January 13 read second time and referred to Committee on Organization of Courts of Justice, February 27 reported back and engrossed, March 4 read third time and failed to pass. |
| 65 | A BILL fixing the pay of County Commissioners. | Laubham. | January 12 read first time, January 13 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| 66 | A BILL declaring illegal and void agreements to pay attorney's fees contained in any bill of exchange, acceptance, draft or promissory note, or other evidence of indebtedness. | Harpel. | January 12 read first time, January 13 read second time and referred to Committee on Rights and Privi-leges, January 27 reported back and engrossed, Febru-ary 1 read a first time and passed, March 5 returned from Senate. |
| 67 | AN ACT authorizing the change of name in certain educational Insti-tutions. | Turpie. | January 12 read first time, January 13 read second time and referred to Committee on Education, January 27 reported back and engrossed, January 28 read third time and passed, March 5 returned from Senate with amendments. |
| 68 | AN ACT providing for the improvement and repair of highways, and repealing all acts inconsistent therewith, and declaring an emer-gency. | Kennedy. | January 12 read first time, January 13 read second time and referred to Committee on Roads, February 2 reported back and laid on table, February 16 taken up and indefinitely postponed. |
| 69 | AN ACT to authorize Boards of Commissioners to levy taxes to construct, repair or purchase gravel, macadamized or other improved roads. | Kennedy. | January 12 read first time, January 13 read second time and referred to Committee on Roads, January 22 reported back and engrossed, February 28 read third time and failed to pass, January 29 vote reconsidered and bill passed and referred to Senate, March 10 returned to House with Governor's veto to passage. |
| 70 | AN ACT to define bribery in certain cases and to prescribe punishment for persons violating this act. | Kennedy. | January 12 read first time, January 13 read second time and referred to Committee on Education, February 17 reported back and laid on table, February 26 taken up and engrossed, February 26 read third time and passed. |
| 71 | AN ACT to limit the jurisdiction of grand juries and justices of the peace in certain cases and prescribing certain duties of prosecuting attorneys, repealing laws in conflict therewith, and declaring an emergency. | Megenity. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary. |
| 72 | AN ACT to compel railroad companies to fence their right of way and providing penalties for the violation thereof. | Crumpacker. | January 12 read first time, January 13 read second time and referred to Committee on Agriculture, Febru-ary 3 reported back and re-committed to Committee on Railroads, February 13 reported back and laid on table. |
| 73 | AN ACT in relation to the continuance of civil actions. | Romine. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary, February 24 reported back and laid on table. |

HOUSE BILLS—Continued.

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 74 | AN ACT for the protection of wild game, and defining the time in which the same may be killed, and declaring the penalty for the violation of this act, repealing all laws inconsistent therewith, and declaring an emergency. | Leeper, | January 12 read first time, January 13 read second time and referred to Committee on Agriculture. |
| 75 | AN ACT supplementary of an act entitled "An act concerning partition of lands," approved May 20, 1852. | Taylor of Tipton. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary, February 26 read third time and passed. |
| 76 | AN ACT to regulate and license the sale of spirituous, vinous, malt and other intoxicating liquors, to prevent minors from purchasing same, to provide for the transfer of such license, to prohibit the adulteration of liquors, to repeal all further laws contravening with the provisions of this act and prescribing penalties for violation thereof, and declaring an emergency. | Pfafflin. | January 12 read first time, January 13 read second time and referred to Committee on Temperance, March 7 reported back and laid on table. |
| 77 | AN ACT providing for the publication of official matter in German newspapers, and declaring an emergency. | Pfafflin. | January 12 read first time, January 13 read second time and referred to Committee on Printing, January 19 reported back and engrossed, January 25 read third time and passed, March 4 returned from Senate with amendments concurred in. |
| 78 | A BILL to regulate the exemption of property from sale in certain cases, | Havens. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary, January 21 engrossed, January 26 failed for want of a constitutional majority. |
| 79 | A BILL to amend section eighty-three of an act concerning decedents estates. | Harris of Wayne. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary, January 27 reported back with amendments and engrossed, January 28 read third time and passed. |
| 80 | AN ACT to amend sections sixteen and twenty-nine of an act entitled "An act concerning real property and the alienation thereof," approved May 6, 1852. | Collins. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary, reported back and laid on table. |
| 81 | AN ACT to amend section twenty-two of an act entitled "An act for the incorporation of towns, defining their powers, providing for the election of officers and declaring their duties," approved June 11, 1852. | Collins, | January 12 read first time, January 13 read second time and referred to the Committee on Cities and Towns, February 8 reported back and laid on table |
| 82 | AN ACT to provide for the erection of a monument to the soldiers who fell in the battle of Tippecanoe. | Martin of Wells. | January 12 read first time, January 13 read second time and referred to Committee on Public Expenditures. |
| 83 | AN ACT fixing the per diem and mileage of members of the General Assembly, and providing they shall find their own stationery, repealing all laws in conflict herewith, and declaring an emergency, | Nash. | January 12 read first time, January 13 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table, |

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| ✓ 84 | A BILL to amend sections 132 and 374 of an act entitled "An act to revise and simplify the rules, practice, pleadings, and forms in civil actions in the courts in this State," etc. | Kennedy of Montgomery. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary, February 24 reported back and engrossed. |
| ✓ 85 | AN ACT defining the Jurisdiction of Justices of the Peace. | Clark. | January 12 read first time, January 13 read second time and referred to Committee on Rights and Privileges, January 29 reported back with amendments, February 1 engrossed, February 9 read third time, failed to pass for want of a constitutional majority, recommitted to Committee on Rights and Privileges, February 19 reported back with amendments and ordered engrossed, March 4 read and passed. |
| ✓ 86 | AN ACT to abolish the Twenty-Ninth Judicial Circuit and the Criminal Circuit Court therein, and to confer jurisdiction in criminal cases upon the Civil Circuit Courts of Floyd county and Clark county, and to transfer all cases pending in said Criminal Circuit Court to said Civil Circuit Court. | Davis. | January 12 read first time, January 13 read second time and referred to Committee on Organization of Courts, February 2 reported back and engrossed, February 2 read third time and passed. |
| ✓ 87 | A BILL to amend the fourteenth section of an act entitled "An act to limit the number of Grand Jurors, and to point out the manner of their selection, defining their jurisdiction, and repealing all laws inconsistent therewith," approved December 31, 1865. | Clark. | January 12 read first time, January 13 read second time and referred to Committee on Organization of Courts, January 27 reported back and laid on table. |
| ✓ 88 | AN ACT to amend an act entitled "An act for the incorporation of townships, defining their powers, providing for the election of officers," etc. | Heller. | January 12 read first time, January 13 read second time and referred to Committee on Corporations, February 5 reported back, February 6 engrossed, February 12 read third time and passed. |
| ✓ 89 | AN ACT to authorize the organization of Boards of Trade and other commercial associations, and defining their powers. | Keightly. | January 12 read first time, January 13 read second time and referred to Committee on Corporations, January 22 reported back, February 5 engrossed, February 9, read third time and passed, March 5 returned from Senate with amendments. |
| ✓ 90 | A BILL to regulate appeals to the Superior Court. | Havens. | January 12 read first time, January 13 read second time and referred to Committee on Judiciary, January 20 reported back and laid on table. |
| ✓ 91 | AN ACT fixing the per diem of members of the General Assembly and allowance to them for mileage, repealing all former laws, etc. | Martin of Franklin. | January 12 read first time, January 13 read second time and referred to Committee on Fees and Salaries, February 24 reported back and laid on table. |
| ✓ 92 | AN ACT requiring railroad corporations to fence their tracks, and providing penalties for the violation thereof. | Harper. | January 13 read first time, January 14 read second time and referred to Committee on Railroads, February 13 reported back and laid on table. |
| ✓ 93 | AN ACT to amend section 7 of an act approved March 6, 1855. | Crumacker. | January 13 read first time, January 14 read second time and referred to Committee on Judiciary, February 24 reported back and laid on table. |
| ✓ 94 | AN ACT supplemental to an act regulating the granting of divorces, nullifications of marriages and decrees and orders of Courts incident thereto, and repealing all laws conflicting with this act, and declaring an emergency, approved March 10, 1873. | Kennedy of Montgomery. | January 13 read first time, January 14 read second time and referred to Committee on Judiciary, reported back and laid on table. |
| ✓ 95 | A BILL to amend section 2 of an act entitled, "An act concerning the organization of voluntary associations and repealing all laws in reference thereto," approved February 12, 1859. | Marvin of Boone. | January 13 read first time, January 14 read second time and referred to Committee on Agriculture, February 24 reported back and engrossed, March 4 laid on table. |

HOUSE BILLS—Continued.

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 96 | AN ACT to give each school district power to procure its proportion of school fund to procure teachers, etc. | Edwards. | January 13 read first time, January 14 read second time and referred to Committee on Education, January 27 reported back and laid on table. |
| 97 | AN ACT to amend section 136 of an act entitled "An act to revise, simplify, and abridge the rules and practices, pleadings and forms in civil cases in the courts of this State, etc." | Collins. | January 13 read first time, January 14 read second time and referred to Committee on Judiciary, January 27 reported back and engrossed, February 9 read third time and passed, March 6 returned from Senate. |
| 98 | AN ACT defining the liability of mortgages of real and personal property. | Hopkins. | January 13 read first time, January 14 read second time and referred to Committee on Judiciary, January 27 reported back and indefinitely postponed. |
| 99 | A BILL to amend section one of an act to provide compensation to owners of animals killed or injured by the cars, locomotives, or other carriages of any railroad in this State, and to enforce the collection of judgments rendered on account of the same, and to repeal all laws inconsistent therewith. | Forkner. | January 12 read first time, January 14 read second time and referred to Committee on Railroads, February 5 reported back and —, February 8 read third time and passed. |
| 100 | AN ACT to amend an act entitled "An act to provide for the election of a reporter and a speedy publication of the decisions of the Supreme Court, and fixing the compensation thereof." | Bence. | January 13 read first time, January 14 read second time and referred to Committee on Judiciary, January 22 reported back and engrossed, March 3 re-engrossed. |
| 101 | AN ACT to regulate public warehouses, and warehousing and inspecting and mixing grain, making warehouse receipts assignable and negotiable by the law of merchants, and providing penalty for issuing false or fraudulent receipts by warehousemen. | Keightley. | January 13 read first time, January 14 read second time and referred to Committee on Agriculture, January 21 reported back and engrossed, February 1 read third time and passed, March 5 returned from Senate, amendments concurred in. |
| 102 | AN ACT to incorporate the Indiana Horticultural Society, and declaring an emergency. | Ragan. | January 13 read first time, January 14 read second time and referred to Committee on Agriculture, January 21 reported back and engrossed, January 27 read third time and voted on, vote reconsidered and recommitment with instruction, reported back and passed. |
| 103 | A BILL to amend an act entitled "An act providing for the protection of fish, and repealing all laws in conflict with the same, prescribing penalties for the violation thereof." Approved February 22, 1871. | Trusler. | January 13 read first time, January 14 read second time and referred to Committee on Rights and Privileges, January 27 reported back and ordered engrossed, February 9 read third time and failed to pass. |
| 104 | AN ACT to amend section sixteen of an act regulating the recording of mortgages. | Ratliff. | January 13 read first time, January 14 read second time and referred to Committee on Judiciary, January 27 reported back and laid on table. |
| 105 | AN ACT to amend section first of an act entitled "An act to amend section fifteen of an act entitled 'an act to provide for the opening, vacating and changing of highways, approved June 17, 1852,' approved March 9, 1861." | Collins. | January 13 read first time, January 14 read second time and referred to Committee on Roads, February 20 reported back and laid on table. |

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| 106 | AN ACT to amend section five of an act supplemental to an act to amend the sixty-fifth and sixty sixth sections of an act providing for the settlement of decedents estates, approved February 20, 1855. | Havens. | January 13 read first time, January 14 read second time and referred to Committee on Judiciary, February 9 reported back and recommitteed to Committee on Judiciary, February 25 reported back with amendments, ordered engrossed. |
| 107 | AN ACT to amend section eleven of an act entitled "An act concerning the partition of lands," approved May 20, 1853. | Collins. | January 13 read first time, January 14 read second time and referred to Committee on Judiciary, February 5 reported back and indefinitely postponed. |
| 108 | A BILL limiting the powers of County Commissioners. | Charters. | January 13 read first time, January 14 read second time and referred to Committee on County and Town Ship Business, January 20 reported back with amendments and made special order for January 26, January 26 amendments adopted, January 30 taken up and recommitteed to Committee with instructions, February 8 reported back with amendments, adopted bill, read third time and recommitteed with special instructions, February 11 reported back and engrossed, February 15 read third time and passed. |
| 109 | AN ACT to provide for the removal of fences in certain cases, and prescribing the duties of Justices and Constables and applicants in relation thereto. | Waterman. | January 13 read first time, January 14 read second time and referred to Committee on Agriculture, January 21 reported back and engrossed, January 27 read third time and passed. |
| 110 | AN ACT prescribing the number of Senators and Representatives of the General Assembly of the State of Indiana. | Twibill. | January 13 read first time, January 14 read second time and referred to Committee on Elections, February 2 reported back and laid on table. |
| 111 | A BILL defining grave robbing and prescribing punishment therefor, and declaring an emergency. | Wynn. | January 13 read first time, January 14 read second time and referred to Committee on Rights and Privileges, January 21 reported back with amendments adopted and engrossed, February 5 read third time and passed, March 12 returned from Senate with amendments. |
| 112 | AN ACT to amend an act entitled "An act to protect wild game." | Clark. | January 13 read first time, January 14 read second time and referred to Committee on Agriculture, January 25 reported back and laid on table, House Bill No. 222 substituted therefor. |
| 113 | AN ACT to amend the act-ool law of 1873. | Williams of Brown. | January 14 read first time, January 15 read second time and referred to Committee on Education, February 8 reported back and laid on table, January 28 taken from table, read third time and passed. |
| 114 | AN ACT creating a uniform rate of toll on railroads. | Cantley. | January 14 read first time, January 15 read second time and referred to Committee on Corporations, February 5 reported back and recommitteed to Committee on Railroads. |
| 115 | AN ACT to prevent the sale of drugs or medicines designed to procure criminal abortion. | Bence. | January 14 read first time, January 15 read second time and referred to Committee on Rights and Privileges, January 20 reported back and recommitteed to Committee. |
| 116 | AN ACT supplemental to an act concerning the license to vend foreign merchandise. | Shaw. | January 14 read first time, January 15 read second time and indefinitely postponed. |

HOUSE BILLS—Continued.

12

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| ✓ 117 | A BILL requiring all public officers to account for interest or per centage received on public funds, providing punishment for a violation of this act, and declaring an emergency. | Waterman. | January 14 read first time, January 15 read second time and referred to Committee on Judiciary, January 30 reported back and laid on table. |
| ✓ 118 | A BILL to amend section five of an act entitled "An act to provide for a general system of common schools, the officers thereof, and their respective powers and duties, and matters properly connected therewith, and prescribing fees for certain officers therein named, and to fix the establishment and regulation of Township Libraries, and to repeal all laws inconsistent therewith, prescribing penalties therein prescribed," approved March 6, 1865, and adding supplemental sections thereto," approved March 8, 1873. | Trusler. | January 14 read first time, January 15 read second time and referred to Committee on Education, January 27 reported back and re-committed, February 8 reported back with amendments and laid on table, February 21 taken up and read third time and passed, March 6 returned from Senate. |
| ✓ 119 | A BILL amending sections six and nine, and repealing sections eleven and twelve of an act approved March 10, 1873, and declaring an emergency. | Ramsey. | January 14 read first time, January 15 read second time and referred to Committee on Fees and Salaries, February 19 indefinitely postponed. |
| ✓ 120 | AN ACT defining the duties and powers of Justices of the Peace in criminal cases, repealing conflicting laws, and declaring an emergency. | Favorite. | January 15 read first time, January 15 read second time and referred to Committee on Rights and Privileges, January 30 reported back and laid on table. |
| ✓ 121 | AN ACT prescribing that actions for the recovery of money on any debt, obligation or contract may be brought in the township where the debt, obligation or contract was created, as well as in the township where the person resides, and declaring an emergency. | Snyder. | January 14 read first time January 15 read second time and referred to Committee on Judiciary, January 20 reported back and laid on table. |
| ✓ 122 | AN ACT providing that in trial by jury, a majority of two-thirds of the jury may make a verdict. | Kennedy of Montgomery. | January 14 read first time, January 15 read second time and referred to Committee on Judiciary, February 19 reported back and engrossed, March 3 read third time and failed to pass. |
| ✓ 123 | AN ACT to amend an act entitled "An act to revise, simplify, and abridge the rules, practice and pleadings and forms in civil cases in the courts in this State," etc. | Burson. | January 14 read first time, January 15 read second time and referred to Committee on Judiciary, January 20 reported back and engrossed, January 25 read third time and passed. |
| ✓ 124 | AN ACT to amend an act entitled "An act concerning promissory notes, bills of exchange, bonds, or other instruments of writing," etc. | Burson. | January 14 read first time, January 15 read second time and referred to Committee on table. |
| ✓ 125 | AN ACT entitled "An act to amend an act entitled 'an act to provide for a general system of common schools,' " etc., approved March 8, 1873. | Burson. | January 14 read first time, January 15 read second time and referred to Committee on Education, February 8 reported back and laid on table. |
| ✓ 126 | A BILL regulating interest on money and providing for attorneys' fees, where such fees are to be paid to plaintiff's attorney by defendant. | Reeder. | January 14 read first time, January 15 read second time and referred to Committee on Rights and Privileges, January 27 reported back and laid on table. |

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| 127 | AN ACT regulating the fees and salaries of the county treasurers of the several counties of the State of Indiana. | Reddick. | January 14 read first time, January 15 read second time and referred to Committee on County and Town-ship Business, January 30 reported back and recom- mitted to Committee on Fees and Salaries. |
| 128 | AN ACT entitled "An act to repeal section 55 of an act to amend an act authorizing and regulating the business of general banking," approved March 3, 1855. | Taylor of Tipton. | January 14 read first time, January 15 read second time and referred to Committee on Banks, January 21 reported back and engrossed, January 27 read third time and passed. |
| 129 | AN ACT to amend an act entitled "An act to incorporate the Indiana Fire and Marine Insurance Company." | Havens. | January 14 read first time, January 15 read second time and referred to Committee on Insurance, January 16 reported back and engrossed, January 18 read third time, laid on table and one hundred copies ordered printed, January 22 passed, March 4 returned from Sen- ate with amendments, concurred in. |
| 130 | AN ACT to exempt specific articles from executions. | Cantley. | January 14 read first time, January 15 read second time and referred to Committee on Judiciary, January 30 reported back and laid on table. |
| 131 | AN ACT to regulate the sale of intoxicating liquors. | Kennedy of Marion. | January 14 read first time, January 15 read second time and referred to Committee on Temperance, March 7 reported back and laid on table. |
| 132 | A BILL to prevent the indiscriminate shooting among wild pigeons while nesting, and declaring an emergency. | Morgan. | January 14 read first time, January 15 read second time and referred to Committee on Rights and Privile- ges, January 22 reported back and engrossed, January 27 read third time and passed, March 6 returned from Senate. |
| 133 | A BILL to regulate the assessment of real estate and personal prop- erty for purposes of taxation, providing for the election of Assessors, prescribing their duties and fixing their compensation. | Horn. | January 14 read first time, January 15 read second time and referred to Committee on County and Town- ship Business, January 29 reported back and laid on table. |
| 134 | AN ACT to amend the seventeenth section of an act providing for the organization of County Boards and prescribing some of their pow- ers and duties, approved June 17, 1852, approved March 4, 1859. | Collins. | January 14 read first time, January 15 read second time and referred to Committee on County and Town- ship Business, February 11 reported back and laid on table. |
| 135 | AN ACT relating to public sales of real estate, and defining the duties of Sheriff therein. | Pate. | January 14 read first time, January 15 read second time and referred to Committee on Ways and Means, February 5 reported back and recommended to Commit- tee on Judiciary. |
| 136 | AN ACT to provide for the speedy collection of wages of common laborers. | Kennedy of Marion. | January 14 read first time, January 15 read second time and referred to Committee on Judiciary, January 27 reported back and laid on table. |
| 137 | AN ACT entitled "An act to amend section four of an act entitled 'an act in relation to the organization of the two Houses of the General Assembly, prescribing the number of officers and employees of each, and regulating their duties,'" | Heller. | January 15 read first time, January 15 read second time and referred to Committee on Judiciary, January 27 reported back and laid on table. |
| 138 | AN ACT for the destruction of wolves and foxes, repealing all laws and parts of laws inconsistent herewith, and declaring an emer- gency. | Leeper. | January 15 read first time, January 16 read second time and referred to Committee on Agriculture, January 21 reported back and engrossed, January 27 passed, March 6 returned from Senate. |
| 139 | AN ACT defining the liability of married women on their contracts and declaring an emergency. | Havens. | January 15 read first time, January 16 read second time and referred to Committee on Judiciary. |

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| ✓ 140 | AN ACT legalizing certain official acts of the Common Council of the city of Kokomo and other officers of said city. | Dareall. | January 15 read first time, January 16 read second time and referred to Committee on Cities and Towns. January 21 reported back and engrossed, January 25 passed, February 25 returned from Senate amended, amendments concurred in. |
| ✓ 141 | AN ACT defining the law of libel, declaring a penalty for violation thereof, and declaring an emergency. | Havens. | January 15 read first time, January 16 read second time and referred to Committee on Judiciary, February 24 reported back and engrossed, March 4 passed. |
| ✓ 142 | AN ACT to repeal an act authorizing aid to the construction of railroads, by counties and townships taking stock in and making donations to railroad companies, approved May 12, 1889. | Edwards. | January 15 read first time, January 16 read second time and referred to Committee on railroads, reported back and laid on table. |
| ✓ 143 | AN ACT to amend an act entitled, "An act to create a State Normal School," adding a supplemental section and providing for certain appropriations, and declaring an emergency. | Gillbert. | January 15 read first time, January 16 read second time and referred to Committee on Education, January 20 recommitted to Committee on Ways and Means, February 5 reported back, ordered engrossed, February 12 read third time and recommitted with instructions, February 13 amended and engrossed, February 15 passed and title amended. |
| ✓ 144 | AN ACT prescribing the qualifications of physicians and surgeons, declaring who may practice medicine and surgery, who may compound and dispense medicines by prescription, regulating the sale of patent medicines, prescribing penalties, and declaring an emergency. | Heller. | January 15 read first time, January 16 read second time and referred to Committee on Benevolent and Scientific Institutions, January 25 reported back and laid on table. |
| ✓ 145 | AN ACT providing for the reimbursement of the county of Adams of certain illegal taxes assessed and collected from Adams county. | Martin of Wells. | January 15 read first time, January 16 read second time and referred to committee on County and Township Business, January 29 reported back and engrossed, February 12 passed, March 13 returned from Senate. |
| ✓ 146 | AN ACT to amend section 22 of an act entitled, "An act for the incorporation of towns, defining their powers, providing for the elections of officers thereof, etc. | Bence. | January 15 read first time, January 16 read second time and referred to Committee on Cities and Towns. |
| ✓ 147 | A BILL to amend an act entitled, "An act regulating the granting of divorces, nullifications of marriages and decrees of Court incident thereto, and repealing all laws conflicting with this act, and declaring an emergency," approved March 10, 1873, and providing that parties in divorce suits may in certain cases be witnesses. | Ratliff. | January 15 read first time, January 16 read second time and referred to Committee on Judiciary, January 30 reported back and engrossed. |
| ✓ 148 | AN ACT to amend section eight of an act entitled "An act regulating the granting of divorces, nullifications of marriage, and decrees and orders of court incident thereto, and repealing all laws conflicting with the same," Approved March 10, 1873. | Twibill. | January 15 read first time, January 16 read second time and referred to Committee on Judiciary, January 30 reported back and engrossed, February 9 passed. |

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| ✓149 | AN ACT amending section one of an act for the protection of fish. Approved March 9, 1867, with an emergency. | Williams of Brown. | January 16 read first time, January 18 read second time and referred to Committee on Rights and Privileges, January 30 reported back and engrossed, February 9 failed to pass. |
| ✓150 | AN ACT establishing county courts, and providing for the election, and compensation of judges thereof, abolishing boards of county commissioners, and transferring probate matters of circuit courts of said county courts. | Bence. | January 15 read first time, January 18 read second time and referred to Committee on Judiciary, January 27 indefinitely postponed. |
| ✓151 | AN ACT concerning interest on money, and to provide for the recoupment of usurious interest. | Ramsey. | January 16 read first time, January 18 read second time and referred to Committee on Rights and Privileges, January 30 laid on table. |
| ✓152 | AN ACT regulating the fees of officers, and declaring an emergency. | Ramsey. | January 16 read first time, January 18 read second time and referred to Committee on Fees and Salaries. |
| ✓153 | AN ACT to legalize the acts of the town of Portland, Jay county etc., etc. | Smith. | January 16 read first time, January 18 read second time and referred to Committee on Corporations. |
| ✓154 | AN ACT empowering the Auditor of State to correct errors heretofore made by that officer in selling and conveying lands forfeited to the Sinking Fund by making proper deeds therefor, declaring the effect of such deeds and for other purposes. | Kelgity. | January 16 read first time, January 18 read second time and referred to Committee on Judiciary, laid on table. |
| ✓155 | AN ACT concerning the granting of new trials and providing that jurors may be examined under oath touching every alleged misconduct of the jury. | Kennedy of Montgomery. | January 16 read first time, January 18 read second time and referred to Committee on Judiciary, February 19 laid on table. |
| ✓156 | AN ACT defining certain crimes, declaring the commission of abortion a felony, prescribing punishment therefor, and repealing conflicting acts, declaring an emergency. | Kennedy of ———. | January 16 read first time, January 18 read second time and referred to Committee on Rights and Privileges, January 21 reported back and re-committed to Committee on Judiciary with instructions, January 30 reported back and bill passed. |
| ✓157 | A BILL to provide for the improvement of public highways. | —————. | January 16 read first time, January 18 read second time and referred to Committee on Roads, February 29 laid on table. |
| ✓158 | AN ACT to amend an act entitled "An act to encourage the construction of dykes and drains and ditches, etc." | Taylor of Tipton. | January 15 read first time, January 18 read second time and referred to Committee on Drains and Dykes. |
| ✓159 | AN ACT entitled "An act to repeal section 2 of an act defining misdemeanors and prescribing punishment therefor," and declaring an emergency. | Havens. | January 16 read first time, January 18 read second time and referred to Committee on Judiciary, February 24 laid on table. |
| ✓160 | A BILL requiring county auditors to publish county expenses. | Battisf. | January 16 read first time, January 18 read second time and referred to Committee on County and Township Business, January 29 laid on table. |
| ✓161 | A BILL to remove from married women all disabilities to contract, authorizing her to sue and be sued and defining their liability on their contracts. | Forkner. | January 16 read first time, January 18 read second time and referred to Committee on Judiciary. |
| ✓162 | AN ACT to raise revenue for State purposes for the year 1875 and 1876. | Heller. | January 18 read first time, January 19 read second time and referred to Committee on Ways and Means, February 27 laid on table. |
| ✓163 | AN ACT entitled "An act to amend section 6 of an act," approved March 5, 1859, and December 20, 1865. | Montgomery. | January 18 read first time, January 19 read second time and referred to Committee on Roads, February 29 laid on table. |

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 164 | AN ACT to amend section seventy-four of an act entitled "An act to revise, simplify and abridge the rules, practice and pleadings and forms in civil cases in the courts of this State," etc., etc. | Forkner. | January 18 read first time, January 19 read second time and referred to Committee on Judiciary, January 27 engrossed, January 29 passed, March 6 returned from Senate. |
| 165 | A BILL to amend sections thirty-one and thirty-five of an act for the incorporation of towns, defining their powers and providing for the election of officers thereof, etc. | Forkner. | January 18 read first time, January 19 read second time and referred to Committee on Judiciary, January 30 engrossed, February 9 passed. |
| 166 | A BILL defining certain misdemeanors and providing penalties therefor. | Williams of Lawrence. | January 18 read first time, January 19 read second time and referred to Committee on Temperance. |
| 167 | AN ACT to create a State University system, with a Board of Regents, having certain powers described therein. | Hopkins. | January 18 read first time, January 19 read second time and referred to Committee on Education, February 23 engrossed, March 4 failed to pass. |
| 168 | AN ACT to authorize the State Board of Education to dismiss County Superintendents in certain cases. | Hopkins. | January 18 read first time, January 19 read second time and referred to Committee on Education, February 2 indefinitely postponed. |
| 169 | AN ACT making certain appropriations therein described. | Hopkins. | January 18 read first time, January 19 read second time and referred to Committee on Ways and Means, February 25 laid on table. |
| 170 | AN ACT to amend an act regulating prosecution in cases of bastardy. | Kennedy of Marietta. | January 18 read first time, January 19 read second time and referred to Committee on Judiciary, January 30 engrossed, February 9 passed. |
| 171 | AN ACT to amend the seventeenth section of an act entitled "An act providing for the election and qualification of Justices of the Peace, and defining their powers and duties in civil cases, and declaring an emergency." | Snyder. | January 18 read first time, January 19 read second time and referred to Committee on Judiciary, January 27 laid on table. |
| 172 | AN ACT to legalize the dissection of human bodies, etc. | Cantley. | January 18 read first time, January 20 read second time and referred to Select Committee, February 5 engrossed, February 19 passed. |
| 173 | AN ACT making an appropriation to pay the sufferers by the Morgan raid. | Henderson. | January 18 read first time and laid on table. |
| 174 | AN ACT to regulate and license the sale of spirituous, vinous and malt and other intoxicating liquors, to prohibit the adulteration of liquors, to limit the license fee to be charged by cities and towns, to repeal all former laws regulating the sale of intoxicating liquors, and all laws or parts of laws coming in conflict with this act, and prescribing penalties for the violation thereof. | Committee on Temperance. | January 19 read first time, January 20 read second time, laid on table and two hundred copies ordered printed and made special order, February 7 passed. |
| 175 | AN ACT to amend section four of an act entitled "An act prescribing the number and defining the powers and duties of constables." | Horn. | January 19 read first time, January 20 read second time and referred to Committee on County and Township Business, January 29 recommitted to Committee on Judiciary, February 11 laid on table. |

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| 176 | AN ACT to provide that owners of dogs killed or maimed, shall not obtain judgment for such killing or maiming, unless such dogs are listed for taxation, with a proviso. | Waterman. |
| 177 | AN ACT regulating fees and salaries, and providing penalties for its violation, and declaring on emergency. | Osborn. |
| 178 | AN ACT to repeal sections two hundred and seventy-two and two hundred and seventy-three of an act to provide for a uniform assessment of property, and for the collection and return of taxes thereon, approved December 21, 1812. | Fiske. |
| 179 | AN ACT to amend sections two, three, four and five of an act regulating the fees of officers, and prescribing penalties for its violation, etc., and declaring an emergency. | Ramsey. |
| 180 | AN ACT to regulate and fix the fees of prosecuting attorneys in circuit courts, mayors' and justices of the peace courts, in the State of Indiana. | Amea. |
| 181 | AN ACT to limit the number of grand jurors and to point out the mode of their selection, and repealing all laws inconsistent with this act. | Hazens. |
| 182 | AN ACT to repeal sections 272 and 273 of an act entitled, "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved December 21, 1872. | Harris of Wayne. |
| 183 | AN ACT authorizing incorporated cities to reform and change their boundary lines so as to exclude therefrom suburban lots or tracts of land, and declaring an emergency. | Leeper. |
| 184 | AN ACT to provide for the detection and arrest of felons. | Reeder. |
| 185 | AN ACT to amend section 2 of an act entitled, "An act to amend sections 8 and 10 of an act entitled, 'an act providing for the election and qualification of Justices of the Peace,' etc. | Johnston of Dearborn. |
| 186 | AN ACT to authorize married women to enter into contracts. | Barson. |
| 187 | AN ACT to regulate the sale of intoxicating liquors, to provide for damages and evils resulting therefrom, constituting intoxication a misdemeanor, with penalties attached thereto, making it obligatory upon the intoxicated person to designate the person or persons from whom he obtained the liquor, in whole or in part, to punish minors for misrepresenting their age, and to provide for other matters properly connected with such sales, to repeal all laws contravening the provisions of this act, and declaring an emergency. | Minority of Temperance Committee. |
| 188 | AN ACT to amend section three of an act entitled "An act to render taxation for school purposes uniform, and to provide for the education of colored children of this State," approved May 13, 1869. | Darnall. |
| 189 | AN ACT to amend section twenty-five of an act to provide for a general system of common schools, the officers thereof, etc., approved March 6, 1865. | Favorite. |

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| January 19 read first time, January 20 read second time and referred to Committee on Agriculture, February 6 engrossed, February 11 passed. | January 19 read first time, January 20 read second time and referred to Committee on Fees and Salaries. postponed. |
| January 19 read first time, January 20 read second time and referred to Committee on Fees and Salaries. | January 19 read first time, January 20 read second time and indefinitely postponed. |
| January 19 read first time, January 20 read second time and referred to Committee on Judiciary, February 19 laid on table. | January 19 read first time, January 20 read second time and referred to Committee on Judiciary, February 19 laid on table. |
| January 19 read first and second time and engrossed, January 25 passed, January 29 returned from Senate with amendments, concurred in. | January 19 read first time, January 20 read second time, referred to Committee on Cities and Towns, January 21 laid on table January 27 re-committed to Committee on Judiciary with special instructions, February 5 passed. |
| January 19 read first time, January 20 read second time and referred to Committee on Rights and Privileges, January 27 laid on table. | January 19 read first time, January 20 read second time and referred to Committee on Education, February 2 indefinitely postponed |
| January 19 read first time, January 20 read second time and referred to Committee on Judiciary, January 30 engrossed, February 12 failed to pass. | January 20 read first time, January 21 read second time and referred to Committee on Education February 8 laid on table. |
| January 19 read first time, January 20 read second time and referred to Committee on Judiciary, February 10 laid on table. | |
| January 20 read first time, laid on table, and 200 copies ordered printed. | |

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| ✓ 190 | AN ACT to amend the fifth section of an act entitled "An act to prohibit the collection of tolls on gravel, turnpike, macadamized and plank roads in certain cases, and providing the mode of declaring charters of such roads forfeited in certain cases, and repealing all laws inconsistent therewith," approved March 5, 1859, and declaring an emergency. | Keightley. | January 20 read first time, January 21 read second time and referred to Committee on Roads, February 3 engrossed, February 11 passed, February 25 returned from Senate. |
| ✓ 191 | AN ACT supplemental to an act to establish Superior Courts, defining their jurisdiction, providing for the election and compensation of the judges thereof, approved February 13, 1871. | Turpie. | January 20 read first time, January 21 read second time and referred to Committee on Judiciary, January 27 engrossed, January 28 passed, March 6 returned from Senate. |
| 192 | AN ACT relative to the running at large of certain animals, requiring hogs to be tamed by ring in the nose, prescribing penalties for violation of same, and declaring an emergency. | Kennedy of Morgan. | January 30 read first time, January 21 read second time and referred to Committee on Agriculture, February 15 engrossed, February 19 laid on table. |
| ✓ 193 | AN ACT to amend section six hundred and seventy-two of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State," etc. | Crane. | January 20 read first time, January 21 read second time and referred to Committee on Judiciary, January 27 engrossed. |
| ✓ 194 | A BILL to amend section eighty-six of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State," etc, approved June 18, 1852. | Crane. | January 20 read first time, January 21 read second time and referred to Committee on Judiciary, January 27 engrossed, February 9 passed. |
| ✓ 195 | A BILL to fix the time of holding court in the Nineteenth Judicial Circuit, prescribing the length of terms and repealing all laws in conflict with the provisions of this act. | Morgan. | January 20 read first time, January 21 read second time and referred to Committee on Organization of Courts, January 27 engrossed, January 29 Constitutional rule suspended and bill passed. |
| ✓ 196 | A BILL entitled "An act providing for the election and qualification of Justices of the Peace and defining their jurisdiction, powers and duties in civil causes." | Crane. | January 20 read first time, January 21 read second time and referred to Committee on Judiciary, February 1 passed. |
| ✓ 197 | AN ACT to amend sections 1, 2, 3 and 4 of an act entitled "An act to fix the salaries of the judges of the criminal circuit courts of this State, and to provide for the time and manner of payment," approved March 10, 1873, and declaring an emergency. | Shortridge. | January 20 read first time, January 21 read second time and referred to Committee on Fees and Salaries, February 13 laid on table. |
| ✓ 198 | ANATOMICAL BILL, legalizing the dissection of human bodies, and declaring an emergency. | Shaffer. | January 20 read first time, January 21 read second time and referred to select committee, February 8 laid on table. |
| ✓ 199 | AN ACT to amend section 1 of an act entitled "An act to amend an act entitled 'an act providing for the election or appointment of supervisors of highways and prescribing certain of their duties, and those of county and township officers in relation thereto,'" approved March 5, 1869, and approved December 2, 1869. | Harris of Wayne. | January 20 read first time, January 21 read second time and referred to Committee on Roads, February 2 laid on table. |

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| 200 | AN ACT legalizing extensions of plank, gravel and turnpike road beyond their terminal points mentioned in their articles of association. | Williams of Brown. |
| 201 | A BILL to amend section 12 of an act entitled, "An act regulating the fees of officers and providing penalties for its violation, repealing certain acts therein named, and providing duties to be performed by State, county and township officers, and matters properly connected therewith, and declaring an emergency," approved, March 8, 1873. | Forkner. |
| 202 | AN ACT regulating the assessment, levy and collection of taxes by towns, for the payment of interest and principal of bonds issued, and for other purposes. | Forkner. |
| 203 | AN ACT to authorize and empower manual labor schools, organized and incorporated under the laws of this State, to accept and execute indentures of apprenticeship, and to make such indentures transferable by such corporations, and prescribing the rights and duties of the transferee in case of such transfer. | Clark. |
| 204 | AN ACT to relieve persons bound as surety on contracts in writing for the payment of money. | McFadden. |
| 205 | AN ACT prescribing and regulating the practice in civil actions in the Courts of this State in cases therein named, cumulative to the laws now in force, prescribing certain duties and rights of parties, attorneys and courts, with penalties, repealing all laws conflicting with the provisions of this act, and declaring an emergency. | Snyder. |
| 206 | AN ACT providing for the construction, in any county, of any ditch, drain or water course that will be conducive to the public health, welfare or convenience, or of public benefit or utility; prescribing how the same may be done, the duties of Boards of Commissioners, County Auditors and Treasurers for that purpose, providing for the levying and collection of the costs of the same as taxes upon the land benefited thereby, defining the obstruction of any ditch as a misdemeanor and providing a penalty, defining the power and duties of Township Trustees with ditches in their respective township, repealing an act therein named and declaring an emergency. | Willet. |
| 207 | AN ACT providing for the inclosure of lands subject to overflow. | Walz. |
| 208 | AA ACT to amend an act entitled "An act prescribing the manner of impaneling petit jurors, the number and compensation thereof," approved May 20, 1852, and declaring an emergency and to repeal all laws in conflict thereto. | Burson. |
| 209 | A BILL for the protection of fowls or small birds of this State. | Edwards. |
| | January 20 read first time, January 21 read second time and referred to Committee on Roads, February 3 engrossed, February 11 passed, March 5 enrolled. | |
| | January 21 read first time, January 22 read second time, January 23 engrossed, January 28 passed. | |
| | January 21 read first time, January 22 read second time and referred to Committee on Cities and Towne, February 9 engrossed, February 15 failed for want of a constitutional majority. | |
| | January 21 read first time, January 22 read second time and referred to Committee on Rights and Privileges, January 27 engrossed, February 12 passed. | |
| | January 21 read first time, January 22 read second time and referred to Committee on Rights and Privileges, February 5 engrossed and passed. | |
| | January 21 read first time, January 22 read second time and referred to Committee on Judiciary, February 24 laid on table. | |
| | January 21 read first time, January 22 read second time and referred to Committee on Drains and Dykes, February 5 laid on table and 100 copies ordered printed and made special order, February 12 passed, March 6 returned by Senate. | |
| | January 21 read first time, January 22 read second time and referred to Committee on Agriculture, January 27 engrossed, February 2 passed, February 25 returned from Senate. | |
| | January 21 read first time, January 22 read second time and referred to Committee on Judiciary. | |
| | January 21 read first time, January 22 read second time and referred to Committee on Agriculture, January 27 indefinitely postponed. | |

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 210 | AN ACT entitled "An act amending an act entitled 'an act regulating the fees of officers, and providing penalties for its violation, repealing certain acts therein named, and providing duties to be performed by State, county and township officers, and matters properly connected therewith,'" approved March 18, 1873, and declaring an emergency. | Shertridge. | January 21 read first time, January 22 read second time and referred to Committee on Fees and Salaries. |
| 211 | A BILL for the protection of sheep against the depredation of dogs, etc. | Edwards. | January 21 read first time, January 22 read second time and referred to Committee on Agriculture, February 5 laid on table. |
| 212 | AN ACT to amend section thirty-four of an act entitled "An act defining misdemeanors, and prescribing punishment therefor," approved June 14, 1852. | Williams of Brown. | January 22 read first time, January 26 read second time and referred to Committee on Organization of Courts, January 23 recommitted to Committee on Rights and Privileges, February 1 engrossed, February 12 passed. |
| 213 | AN ACT to legalize the taxes of the incorporated town of Auburn, in DeKalb county, Indiana, and the proceedings of proper officers in relation thereto, and to empower the proper officer to collect said taxes, and declaring an emergency. | Waterman. | January 22 read first time, January 26 read second time and referred to Committee on Cities and Towns, January 27 engrossed, — bill passed, and enrolled February 15. |
| 214 | A BILL to amend section 50 of an act entitled "An act for the incorporation of towns, defining their powers, prescribing the manner of the election of the officers thereof, and declaring their duties," approved June 11, 1852. | Clark. | January 22 read first time, January 26 read second time, referred to Committee on Corporations, February 9 engrossed, February 15 passed. |
| 215 | AN ACT to amend section ten of an act providing for the election and qualification of Justices of the Peace, and defining their jurisdiction, powers and duties. | Thompson of Henry. | January 22 read first time, January 26 read second time and referred to Committee on County and Township Business, January 27 laid on table. |
| 216 | A BILL to amend section three of an act prescribing the powers and duties of Justices of the Peace in State prosecution, approved May 29, 1872. | Thompson of Henry. | January 22 read first time, January 26 read second time and referred to Committee on County and Township Business, January 29 failed to pass for want of a constitutional majority. |
| 217 | AN ACT concerning the organization of plank, macadamized and gravel road companies, the construction of these roads and the assessment of taxes for the same, and declaring an emergency. | Shaffer. | January 22 read first time, January 26 read second time and referred to Committee on Roads, February 22 engrossed, February 26 passed. |
| 218 | AN ACT to enable the owners of wet lands to drain them where the same can not be done without affecting the lands of others. | Barson. | January 22 read first time, January 26 read second time, referred to Committee on Drains and Dykes, February 5 laid on table. |
| 219 | AN ACT to amend the 153d section of an act entitled "An act to provide for a general system of common schools, the officers thereof," etc. | Anderson. | January 22 read first time, January 26 read second time and referred to Committee on Education, February 3 engrossed, February 12 passed. |

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| 220 | A BILL providing for the incorporation of companies for the purpose, of constructing bridges for railway or common roadway purposes, or both, over rivers and streams forming the boundaries of the State of Indiana, or a part thereof, and declaring an emergency. | Pfafflin. | January 22 read first time, January 26 read second time and referred to Committee on Judiciary, February 6 engrossed, February 11 passed, February 25 returned from Senate. |
| 221 | AN ACT to establish a State Board of Health, to provide for the appointment of a superintendent of vital statistics, and to assign certain duties to local boards of health. | Bence. | January 22 read first time, January 26 read second time and referred to Committee on Scientific and Benevolent Institutions, February 15 laid on table. |
| 222 | AN ACT amendatory to an act entitled "An act to provide for the protection of wild game, prescribing penalties and declaring an emergency." | Committee on Agriculture. | January 25 read first time, rule suspended and read second time and engrossed, January 28 passed. |
| 223 | AN ACT to amend sub-division 38 of an act to amend section 53 of an act entitled "An act to repeal all general laws now in force for the incorporation of cities and to provide for the incorporation of cities, prescribing their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto," approved March 14, 1867, and declaring an emergency, approved March 10, 1873. | Leeper. | January 25 read first time, January 26 read second time and referred to Committee on Cities and Towns, February 8 laid on table. |
| 224 | A BILL for an act to fix the time of holding court in the counties comprising the Thirty-fifth Judicial Circuit. | Glasgow. | January 25 read first time, January 26 read second time and referred to Special Committee, January 27 engrossed, January 29 passed, March 5 enrolled. |
| 225 | AN ACT appropriating one thousand dollars per annum to the Indiana Horticultural Society, prescribing when and to whom it shall be payable, and how it shall be used by said Society. | Ragan. | January 25 read first time, January 26 read second time and referred to Committee on Ways and Means, February 1 engrossed, February 12 passed. |
| 226 | AN ACT to encourage the destruction of wolves, foxes and wild cats, authorizing the county commissioners to pay premiums therefor, and declaring an emergency. | Haynes. | January 25 read first time, January 26 read second time and referred to Committee on Agriculture, February 16 engrossed, February 19 failed to pass. |
| 227 | AN ACT for the relief of Alexander D. Carmichael, Christopher C. Whisender, James Dodd, and Jackson H. Cleudenth, surety on the bonds of John M. Shultz, former Trustee of Clear Creek township, Monroe county, Indiana, and to authorize the proper officers to levy a sufficient tax to make up the deficit arising from said Trustee's defaultation, and for other matters connected therewith. | Roseberry. | January 25 read first time, January 26 read second time and referred to Committee on County and Township Business, February 9 re-committed to Committee on Judiciary, February 11 engrossed, February 11 failed to pass. |
| 228 | AN ACT to regulate the laying out and opening of highways along and upon township lines. | Burson. | January 25 read first time, January 26 read second time and referred to Committee on Roads, February 3 engrossed, February 9 failed to pass. |
| 229 | AN ACT defining certain misdemeanors and defining penalties therefor. | Burson. | January 25 read first time, January 26 read second time and referred to Committee on Judiciary, January 27 engrossed, February 12 passed. |
| 230 | A BILL to fix and determine the boundary line between the States of Indiana and Kentucky, above and near Evansville, and making the same evidence and dispute, and declaring an emergency. | Pfafflin. | January 25 read first time, January 26 read second time and referred to Committee on Judiciary, February 6 engrossed, February 11 passed, February 25 returned from Senate. |
| 231 | A BILL to abolish the Twenty-eighth Judicial Circuit Court, and to transfer its business to the Circuit Court of Vanderburgh county, to provide for the jurisdiction of the Circuit Court of Vanderburgh county in cases of felony and misdemeanors, and matters connected therewith, and declaring an emergency. | Pfafflin. | January 25 read first time, January 26 read second time and referred to Committee on Organization of Courts, January 28 recommitted to same committee, February 28 laid on table. |
| 232 | A BILL to change the time of holding court in the Twenty-first Circuit, and declaring an emergency. | Kennedy of Montgomery. | January 26 read first and second time by suspension of rules and engrossed and passed, January 27 returned from Senate. |

HOUSE BILLS—Continued.

22

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 233 | AN ACT supplemental to an act entitled "An act in relation to the organization of the General Assembly, prescribing the number of officers and employees of each House, and regulating their duties and more definitely determining the number and compensation of such employees and officers." | Waterman. | January 27 read first time, January 28 read second time and referred to Committee on Fees and Salaries, February 24 laid on table. " |
| 234 | A BILL in relation to donations by individuals to aid in the construction of railroads, and declaring an emergency. | Gossman. | January 27 read first time, January 28 read second time and referred to Committee on Railroads, February 27 laid on table. |
| 235 | AN ACT to regulate and license the sale of intoxicating liquors, to furnish remedies for damages suffered by any person in consequence of the intoxication of another, providing penalties for selling intoxicating liquors without first procuring license as hereinafter provided, to punish drunkenness, to punish those who may sell to minors and to habitual drunkards, etc. | Gossman. | January 27 read first time, January 20 read second time and referred to Committee on Temperance. |
| 236 | A BILL to amend the 4th section of an act entitled "An act to amend the act entitled 'an act authorizing the construction of plank, macadamized and gravel roads, and to empower the same to make sale of a portion of their roads,'" approved February 28, 1855. | Trusler. | January 27 read first time, January 28 read second time and referred to Committee on Roads, February 19 laid on table, February 23 taken up and engrossed and failed to pass. |
| 237 | A BILL for an act legalizing the records and acknowledgments of deeds and mortgages heretofore recorded in any county in this State, where the official character of the officer taking the acknowledgment were not certified to as required by law, and authorizing the records of such deeds and mortgages to be read in evidence, and making such records notice to third persons. | Davis. | January 27 read first time, January 28 read second time and referred to Committee on Judiciary, February 6 engrossed, February 12 passed, March 3 returned from Senate. |
| 238 | AN ACT to fix the time of holding Circuit Courts in the Fourth Judicial Circuit and to repeal all laws in conflict therewith. | Davis. | January 27 read first time, January 28 read second time and referred to Committee on Organization of Courts, February 8 engrossed, February 8 passed, March 6 returned from Senate. |
| 239 | AN ACT to prevent the forfeiture of policies of insurance upon life when the premiums have been paid in part. | Davis. | January 27 read first time, January 28 read second time and referred to Committee on Insurance, February 19 engrossed March 2 passed. |
| 240 | AN ACT providing for the election of Railroad Directors of Railroad Companies, incorporated and framed under the laws of this State, so that three of the Directors shall be citizens of the State. | Davis. | January 27 read first time, January 28 read second time and referred to Committee on Corporations, February 6 engrossed, February 12 passed. |
| 241 | AN ACT relating to evidence respecting lost or destroyed records and deeds purporting to have been made pursuant to judicial sales. | Davis. | January 27 read first time, January 28 read second time and referred to Committee on Judiciary, February 6 engrossed, February 12 passed. |

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| 242 | AN ACT prescribing who may practice medicine, penalty for violation, formation of medical societies and medical districts, with power to grant licenses. | Shugart. |
| 243 | AN ACT regulating the practice in criminal cases in the criminal, county and circuit courts of this State, and enlarging the power and duties of the prosecuting attorneys in the said courts in criminal cases, and providing for the execution of those powers. | Ames. |
| 244 | AN ACT authorizing the State Superintendent of Public Instruction, with the advice of the State Board of Education, to purchase a library for Clark township, Perry county, and making provisions for the payment thereof. | Hayden. |
| 245 | AN ACT to amend section 2 of an act entitled "An act authorizing county agricultural societies to hold real estate," approved February 7, 1855. | Walz. |
| 246 | AN ACT fixing the per diem and mileage of members of the General Assembly. | Ragan. |
| 247 | AN ACT to amend section 2 of an act entitled "An act to amend sections 2 and 6 of an act providing for a geological survey for the preservation and collection of a geological cabinet." | Romine. |
| 248 | AN ACT to regulate the sale of intoxicating liquors, etc. | McMichael |
| 249 | AN ACT to repeal an act entitled "An act providing for the protection of fish, and repealing all laws in conflict with the same, prescribing penalties for violation thereof," approved February 22, 1871, and declaring an emergency. | Shortridge. |
| 250 | AN ACT fixing the number of petit jurors, grand jurors, etc. | Nash. |
| 251 | AN ACT defining certain misdemeanors, providing penalties therefor, and declaring an emergency. | Shortridge. |
| 252 | AN ACT to amend the sixth paragraph of the second section of an act concerning the organization of voluntary organizations, and declaring an emergency. | Pfafflin. |
| 253 | AN ACT in relation to plank, macadamized and gravel roads, and authorizing the construction of a street railway on, or along, the same, and amending section 1 of an act entitled "An act to provide for the incorporation of street railroad companies," approved June 4, 1861, and amending sections 1, 2 and 4 of an act authorizing street and horse-car railway companies to use State, county and township roads, or other public highways, for their railway tracks under certain conditions and regulations, approved March 6, 1865, etc. | Havens. |

January 27 read first time, January 28 read second time and referred to Committee on Rights and Privileges, January 30 laid on table, February 12 referred to Committee on Education, February 15 engrossed, February 19 failed to pass.

January 27 read first time, January 28 read second time and referred to Committee on Judiciary, February 19 laid on table.

January 27 read first time, January 28 read second time and referred to Committee on County and Township Business, February 5 engrossed, February 11 recommitted to committee with special instructions, February 11 laid on table.

January 27 read first time, January 28 read second time and referred to Committee on Agriculture, February 11 recommitted to same committee, February 15 amendments laid on table, bill passed.

January 27 read first time, January 28 read second time and referred to Committee on Fees and Salaries, February 24 laid on table.

January 27 read first time, January 28 read second time and referred to Committee on Agriculture, February 5 engrossed, February 12 made special order, February 16 passed, March 6 returned from Senate.

January 27 read first time, January 28 read second time and referred to Committee on Temperance.

January 27 read first time, January 28 read second time and referred to Committee on Rights and Privileges, January 30 laid on table.

January 27 read first time, January 28 read second time and referred to Committee on Judiciary, February 19 laid on table.

January 27 read first time, January 28 read second time, referred to Committee on Railroads, February 19 laid on table.

January 27 read first time, January 28 read second time and referred to Committee on Corporations, February 25 laid on table.

January 27 read first time, January 28 read second time and referred to Committee on Judiciary, February 10 engrossed, February 26 failed to pass.

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| ✓ 254 | AN ACT supplemental to an act to establish superior courts, defining their jurisdiction, etc., approved December 15, 1871, and declaring an emergency. | Pfaffin. | January 27 read first time, January 28 read second time and referred to Committee on Organization of Courts, February 23 laid on table. |
| ✓ 255 | AN ACT concerning grand jurors, fixing the number, pointing out the manner of selecting, defining jurisdiction, compensation thereof, when they shall convene and when they shall adjourn, and other matters pertaining thereto, repealing all laws inconsistent herewith and declaring an emergency. | Collins. | January 27 read first time, January 28 read second time and referred to Committee on Organization of Courts, February 3 engrossed, February 12 passed. |
| ✓ 256 | AN ACT to authorize and provide for the erection of a State House and for matters incident thereto. | Gilbert. | January 27 read first time and referred to Committee on Joint Public Building, February 24 indefinitely postponed. |
| ✓ 257 | AN ACT compelling all corporations and voluntary associations organized under the laws of this State to have a copy of their certificates of incorporation filed and recorded in the office of the Secretary of State. | Heller. | January 28 read first time, January 29 read second time and engrossed, February 12 laid on table. |
| ✓ 258 | AN ACT to amend the second section of an act entitled "An act to amend the second section of an act entitled 'an act to amend the fifth and sixth sections of an act entitled an act to provide for the election of a Supreme Court reporter,'" etc., etc. | _____ | January 28 read first time, January 29 read second time, referred to Committee on Judiciary, February 11 engrossed, February 15 passed. |
| ✓ 259 | AN ACT to prevent the collection of attorneys' fees on notes, bonds and agreements in writing, conditioned for the payment of money, and declaring an emergency. | Williams of Brown. | January 28 read first time, January 29 read second time, referred to Committee on Rights and Privileges, February 6 engrossed, February 12 laid on table. |
| ✓ 260 | AN ACT to incorporate the Prince William Horse Protection Company. | Johnson of Carroll. | January 28 read first time, January 29 read second time, and referred to Committee on Corporations, February 19 laid on table. |
| ✓ 261 | AN ACT to authorize the changes of county boundaries. | Marvin. | January 28 read first time, January 29 read second time, referred to Committee on Judiciary, February 10 recommitted to Committee on Judiciary, February 13 rule suspended and passed, March 6 returned from the Senate. |
| ✓ 262 | A BILL for an act to amend sections 1 and 3 of an act entitled "An act supplementary and amendatory of an act entitled 'an act to provide for uniform assessment of property,'" etc. | Clark. | January 28 read first time, January 29 read second time and referred to Committee on Temperance. |
| ✓ 263 | AN ACT prohibiting the selling, bartering, or giving away of intoxicating liquors, at retail, by all persons not duly licensed therefor. | Forkner. | January 28 read first time, January 29 read second time and referred to Committee on Judiciary, February 19 engrossed, March 2 passed. |
| ✓ 264 | A BILL providing for appeals from the decision of the Board of County Commissioners. | Forkner. | January 28 read first time, January 29 read second time and referred to Committee on Judiciary, February 19 engrossed, March 2 passed. |

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| 265 | AN ACT supplemental to an act, entitled, "An act to repeal all general laws now in force for the incorporation of cities," etc., approved March 14, 1867, and declaring an emergency. | Turpie. | January 28 read first time, January 29 read second time and referred to Committee on Cities and Towns, February 9 engrossed, February 16 passed. |
| 266 | AN ACT to protect the manufacturer of bottled mineral water, ale, cider, beer and ginger pop. | Keightly. | January 28 read first time, January 29 read second time, referred to Committee on Temperance, bill failed to pass, but vote reconsidered March 1 and bill passed. |
| 267 | AN ACT to amend the second and third sections of an act to fix the number of Senators and Representatives to the General Assembly, etc., etc. | Nash. | January 28 read first time, January 29 read second time and referred to Special Committee on Apportionment. |
| 268 | AN ACT to amend an act entitled "An act supplementary and amendatory to an act entitled 'an act to provide for a uniform assessment of property,'" | Nash. | January 23 read first time, January 29 read second time and referred to Committee on Insurance. |
| 269 | AN ACT to legalize the official acts of the Trustees of the town of Booneville, Warrick county. | Pyeatt. | January 28 read first time, January 29 read second time and referred to Committee on Cities and Towns, February 9 engrossed, February 16 passed, March 6 returned from Senate. |
| 270 | AN ACT regulating the fees of certain officers, etc., and declaring an emergency. | Collins. | January 28 read first time, January 29 read second time and referred to Committee on Fees and Salaries. |
| 271 | AN ACT conferring upon defendants in prosecution for felony the right to give evidence in their own behalf, making extreme provocation by words, signs or gestures an extenuating circumstance, etc. | McMichael. | January 28 read first time, January 29 read second time and referred to Committee on Judiciary, February 8 laid on table. |
| 272 | AN ACT making husbands and wives competent witnesses in all civil and criminal cases, when called in their own behalf, but not as against each other, etc., etc. | McMichael. | January 28 read first time, January 29 read second time and referred to Committee on Judiciary, February 8 laid on table. |
| 273 | AN ACT to amend an act entitled "An act to enable the owners of wet lands to drain and reclaim them, when the same can not be done without effecting the lands of others," etc., etc. | Johnson of Carroll. | January 28 read first time, January 29 read second time and referred to Committee on Drains and Dykes. |
| 274 | AN ACT to amend section 4 of an act entitled "An act regulating prosecutions in cases of bastardy," etc., etc. | Gossman. | January 29 read first time, February 1 read second time, referred to Committee on Judiciary, February 5 indefinitely postponed. |
| 275 | AN ACT to amend sections 1, 24, 30, 31, 62 and 69, of an act entitled "An act to divide the State into circuits, for judicial purposes," etc., etc. | — | January 29 read first time, February 1 read second time, referred to Committee on Organization of Courts, February 6 engrossed, February 16 made special order, February 23 failed to pass for want of a constitutional majority, February 24 taken up and failed to pass for want of a constitutional majority, February 26 passed, March 3 returned from the Senate. |
| 276 | AN ACT to repeal an act entitled "An act regulating interest on judgment," approved February 5, 1873, and declaring an emergency. | Kennedy of Morgan. | January 29 read first time, February 1 read second time, referred to Committee on Judiciary, February 10 indefinitely postponed. |
| 277 | AN ACT to amend section 16 of an act entitled "An act concerning promissory notes and bills of exchange," approved May 12, 1852. | Kennedy of Morgan. | January 29 read first time, February 1 read second time, referred to Committee on Judiciary, February 11 engrossed, February 15 passed, March 6 returned from Senate. |
| 278 | AN ACT to amend an act to incorporate the Covington Drawbridge Company, approved January 15, 1850. | Marvin of Fountain. | January 29 read first time, February 1 read second time, referred to Committee on Corporations, February 12 recommitted to committee, February 25 laid on the table. |

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 279 | AN ACT supplemental to an act to amend sections 649 and 650 of an act entitled "An act to revise, simplify and abridge the rules, pleadings, practice and forms in civil cases in the courts of this State," etc. | Shortridge. | January 29 read first time, February 1 read second time, referred to Committee on Judiciary, February 10 laid on table. |
| 280 | AN ACT amending an act approved May 14, 1869, authorizing the assessment of lands for plank, macadamized and gravel roads, etc. | Dale. | January 29 read first time, February 1 read second time, referred to Committee on County and Township Business, February 8 laid on table. |
| 281 | AN ACT to amend section 51 of an act entitled "An act providing for the election and qualification of Justices of the Peace," etc. | Martin of Wells. | January 29 read first time, February 1 read second time and referred to Committee on Judiciary. |
| 282 | AN ACT authorizing county boards to provide record books for Justices of the Peace. | Martin of Wells. | January 29 read first time, February 1 read second time, referred to Committee on County and Township Business, February 8 engrossed, February 16 indefinitely postponed, same day reconsidered and bill made special order, February 19 failed to pass for want of a constitutional majority. |
| 283 | AN ACT declaring the time within which bills of exception may be filed. | Martin of Wells. | January 29 read first time, February 1 read second time and referred to Committee on Judiciary. |
| 284 | AN ACT to provide for the incorporation of any public or private cemetery already laid out and recorded, when any of the lots therein are occupied for the burial of the dead, and to provide for its maintenance and addition thereto, the collections of assessments thereon, and the election of officers for its government. | Glasgow. | January 29 read first time, February 1 read second time, referred to Committee on Corporations, February 11 engrossed, February 16 passed, March 5 returned from Senate. |
| 285 | AN ACT to amend section 354 of an act entitled "An act to revise, simplify and abridge the rules, practice, pleading and form in civil cases in the courts of this State," | Turpie. | January 29 read first time, February 1 read second time, referred to Committee on Judiciary, March 4 passed |
| 286 | AN ACT concerning real property and the alienation thereof, and declaring an emergency. | Turpie. | January 29 read first time, February 1 read second time, referred to Committee on Judiciary, February 10 laid on table. |
| 287 | AN ACT to amend section 89 of an act entitled "An act to repeal all general laws now in force for the corporation of cities," etc. | Davison. | January 29 read first time, February 1 read second time, referred to Committee on Cities and Towns, February 9 engrossed, March 4 passed. |
| 288 | AN ACT to amend sections 1 and 2 of an act entitled "An act to fix the per diem of members of the General Assembly of the State of Indiana, providing that they furnish their own stationery, and declaring an emergency." | Committee on Fees and Salaries. | January 30 read first time, February 1 read second time, made special order, February 5 recommitted with instructions, February 19 passed |
| 289 | AN ACT providing for the erection of two additional Hospitals for the Insane. | Johnson of Carroll. | January 30 read first time, February 1 read second time, referred to Committee on Scientific and Benevolent Institutions, February 13 laid on table, and House Bill No. 389 substituted therefor. |

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| 290 | AN ACT regulating the working of coal mines and providing penalties for the violation thereof and for the appointment and qualifications of Mine Inspectors and prescribing their duties. | Benco. | January 30 read first time, February 1 read second time, referred to Committee on Judiciary, February 6 engrossed, February 11 passed. |
| 291 | AN ACT requiring Clerk's, Sheriff's, Justices of the Peace, Constables and the Auditor of State to perform certain duties in relation to the collection of debts between the first of July, 1875, and the first of July, 1876. | Bearss. | January 30 read first time, February 1 read second time, referred to Committee on Judiciary, February 5 laid on table. |
| 292 | AN ACT to amend paragraph two of section 53 of an act to amend section 53 of an act entitled "An act to repeal all general laws now in force for the incorporation of cities." | Davison. | January 30 read first time, February 1 read second time and referred to Committee on Judiciary. |
| 293 | AN ACT to legalize the acts of County Commissioners in loaning money, and purchasing and conveying real estate, and to authorize them to sell and convey lands heretofore conveyed to said county and take obligation and securities. | Ames. | January 30 read first time, February 1 read second time and referred to Committee on Judiciary, February 13 engrossed, February 19 passed, March 5 returned from Senate. |
| 294 | AN ACT to amend section 467 of an act entitled "An act to revise, simplify and abridge the rules, practice, pleadings and forms in civil cases in the courts of this State, etc." | Snyder. | January 30 read first time, February 1 read second time and referred to Committee on Judiciary, February 22 taken from table and engrossed, February 26 passed, March 6 returned from Senate. |
| 295 | AN ACT relating to when the terms of office of County Treasurers shall begin and end, etc. | Megenity. | January 30 read first time, February 1 read second time and referred to Committee on County and Township Business, February 8 recommitted to Committee on Judiciary, March 3 laid on table. |
| 296 | AN ACT to amend section 205 of an act entitled "An act to provide for a uniform assessment of property," etc. | Haynes. | January 30 read first time, February 1 read second time and referred to Committee on County and Township Business, February 8 engrossed, March 1 passed. |
| 297 | AN ACT supplemental to an act to provide for the incorporation of railroad companies, approved May 11, 1852, repealing sections 1 and 2 of said act, etc. | Brown of Rush. | January 30 read first time, February 1 read second time and referred to Committee on County and Township Business, February 8 engrossed, March 1 passed. |
| 298 | AN ACT making married women who carry on business in their own name responsible for all contracts connected with said business, and declaring an emergency. | Pfafflin. | January 30 read first time, February 1 read second time and referred to Committee on Corporations, February 5 referred to Committee on Railroads. |
| 299 | A BILL concerning the salaries of Prosecuting Attorneys of Criminal Circuit Courts and providing for the payment of the same out of the county treasury. | Horn. | January 30 read first time, February 1 read second time, referred to Committee on Judiciary. |
| 300 | AN ACT to amend section 6 of an act entitled "An act to amend an act entitled 'an act providing for the election or appointment of Supervisors of Highways,'" etc. | Caldwell. | February 1 read first time, February 8 read second time, referred to Committee on Judiciary, March 1 failed to pass for want of a constitutional majority, March 3 again put on its passage and failed to pass. |
| 301 | AN ACT to amend section 16 of the general act in relation to the incorporation of cities, approved March 4, 1867. | Taylor of Daviess. | February 1 read first time, February 8 read second time and referred to Committee on Cities and Towns, February 19 engrossed, March 4 passed. |
| 302 | AN ACT relating to the prosecution of felonies, not punishable with death, and misdemeanors in Criminal and Circuit Courts by affidavit and information, repealing all laws, etc. | Gossman. | February 1 read first time, February 8 read second time and referred to Committee on Judiciary, February 24 laid on table. |
| 303 | AN ACT providing for the order of doing business in the several Circuit Courts of this State. | Kennedy of Montgomery. | February 1 read first time, February 8 read second time and referred to Committee on Judiciary. |

HOUSE BILLS—Continued.

28

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 304 | AN ACT to compel railroad companies and other corporations and persons, owning or operating railroads in this State, to fence such road, and prescribing penalties for a violation of the same. | Willett. | February 1 read first time, February 8 read second time and referred to Committee on Railroads, February 13 made special order for February 17, February 17 recommitted to Committee on Judiciary with instructions, February 18 reference reconsidered and referred to Committee on Rights and Privileges, February 26 failed to pass. |
| 305 | AN ACT supplementary and amendatory of section 136 of an act entitled "An act to provide for a uniform assessment of property," etc. | Haynes. | February 1 read first time, February 8 read second time and referred to Committee on County and Township Business, February 15 engrossed |
| 306 | AN ACT defining vagrancy, making it a crime, prescribing punishment for the same, and providing an emergency. | Waltz. | February 1 read first time, February 8 read second time, referred to Committee on Judiciary, February 24 referred to Committee on Rights and Privileges, February 27 laid on table. |
| 307 | AN ACT to provide for the appointment of a proper person to collect and arrange and index the Wabash and Erie Canal, Michigan Road, University, Saline, Seminary and Donation Lands, and the preservation of records pertaining to the same. | McMichael. | February 1 read first time, February 8 read second time, referred to Committee on Swamp Lands, March 3 engrossed. |
| 308 | A SUBSTITUTE BILL, withdrawn. | | |
| 309 | AN ACT supplemental to an act entitled "An act to provide for the government and discipline of the State Prison," etc. | Bellows. | February 2 read first time, February 8 read second time, referred to Committee on Judiciary, February 18 engrossed, February 24 failed to pass. |
| 310 | AN ACT to legalize bonds and other obligations issued by cities in aid of the construction of court houses within their limits. | Davis. | February 2 read first time, February 8 read second time, referred to Committee on Judiciary, February 19 engrossed, March 2 passed, March 6 returned from Senate. |
| 311 | AN ACT to provide for the registration of births, marriages and deaths. | Shugart. | February 2 read first time, February 8 read second time, referred to Committee on Statistics and Emigration. |
| 312 | A BILL regulating the publication of Sheriff's sales. | Forkner. | February 2 read first time, February 8 read second time, referred to Committee on Judiciary, February 27 engrossed, March 4 failed to pass. |
| 313 | A BILL providing for the recording of assignments, of mortgages, etc. | Forkner. | February 2 read first time, February 8 read second time, referred to Committee on Judiciary, February 24 laid on table. |
| 314 | AN ACT to enable the wives of persons of unsound minds to sell and convey land, etc. | Woody. | February 2 read first time, February 8 read second time, referred to Committee on Judiciary, February 24 laid on table. |

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| ✓ 315 | AN ACT to amend section 2 of an act entitled "An act to discourage the keeping of useless and sheep killing dogs," etc. | Davidson. | February 2 read first time, February 8 read second time, referred to Committee on Agriculture, February 24 engrossed, March 2 indefinitely postponed. |
| ✓ 316 | AN ACT for the relief of persons whose property was taken or destroyed by the United States troops under command of Generals Hobson, Wallace, Love and others, while in pursuit of the Rebel forces under John Morgan, in the year 1863, and declaring an emergency. | Wynn | February 2 read first time, February 8 read second time, referred to Committee on Claims, February 23 laid on table. |
| ✓ 317 | AN ACT to amend section 61 of an act entitled "An act providing for the election and qualification of Justice of the Peace," etc. | Williams of Lawrence. | February 2 read first time, February 8 read second time, referred to Committee on Judiciary, February 20 engrossed, March 3 failed to pass. |
| ✓ 318 | AN ACT to authorize county commissioners to perform the duties of road supervisors, and county surveyors to perform the duties of civil engineers, providing for the appointment of a State Surveyor General, etc., etc. | Miller of Parke. | February 2 read first time, February 8 read second time, referred to Committee on Roads. |
| ✓ 319 | AN ACT providing certain duties in preparing prescriptions, etc., etc. | Martin of Wells. | February 2 read first time, February 8 read second time, referred to Committee on Judiciary, February 24 laid on table. |
| ✓ 320 | AN ACT prescribing duties of administrators and executors, in certain cases. | Martin of Wells. | February 2 read first time, February 8 read second time, referred to Committee on Judiciary, February 25 engrossed, March 4 passed. |
| ✓ 321 | AN ACT defining the duties of county and township assessors, and county and State boards of equalization, etc., etc. | Leeper. | February 5 read first time, February 8 read second time, referred to Committee on Ways and Means, February 9 engrossed, February 11 passed, March 6 returned from the Senate. |
| ✓ 322 | AN ACT prescribing some of the duties of Secretary, Auditor and Treasurer of State, etc., etc. | Williams of Brown. | February 5 read first time, February 8 read second time, referred to Committee on Fees and Salaries, February 24 engrossed. |
| ✓ 323 | AN ACT prescribing the duties of county commissioners in examining the accounts of county officers, etc., etc. | Bellows. | February 5 read first time, February 8 read second time, referred to Committee on County and Township Business, February 15 engrossed. |
| ✓ 324 | AN ACT to provide for the sale of macadamized, gravel, and turnpike roads. | Riddle. | February 5 read first time, February 8 read second time, referred to Committee on Judiciary, February 20 engrossed, March 3 passed. |
| ✓ 325 | AN ACT concerning license to exhibit any caravan, circus, rope, or wire dancing, legendmain, or any exhibition, etc. | Waterman. | February 5 read first time, February 8 read second time, referred to Committee on Agriculture, February 15 engrossed, February 19 passed. |
| 326 | AN ACT concerning the salaries of certain county officers, etc. | Waterman. | February 5 read first time, February 8 read second time, referred to Committee on Fees and Salaries. |
| ✓ 327 | A BILL prohibiting the importation, manufacture and sale of intoxicating liquors in this State. | Clark. | February 5 read first time, February 8 read second time, referred to Committee on Temperance. |
| 328 | AN ACT defining the crime of professional thief and of fixing the punishment. | McCorr. | February 5 read first time, February 8 read second time, referred to Committee on Judiciary, February 19 laid on table. |
| ✓ 329 | AN ACT to limit the power of Township Trustees in incurring debts and requiring him to designate certain days for transaction of township business. | Ragan. | February 5 read first time, February 8 read second time, referred to Committee on County and Township Business, February 15 engrossed, March 3 passed. |

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| ✓ 330 | AMENDMENT to section 16 of an act entitled "An act providing for election or appointment of supervisors of highways," etc. | Morgan. | February 5 read first time, February 8 read second time, referred to Committee on County and Township Business, February 11 tabled, 27 taken up, engrossed and passed. |
| ✓ 331 | AN ACT to provide that Judges may, in vacation, dissolve injunctions or restraining orders thereupon granted. | Ferkner. | February 5 read first time, February 8 read second time, referred to Committee on Judiciary, February 19 engrossed, March 4 passed. |
| ✓ 332 | A BILL to amend section 173 of an act entitled "An act to revise, simplify and abridge the rules, practice," etc. | Forkner. | February 5 read first time, February 8 read second time, referred to Committee on Judiciary. |
| ✓ 333 | A BILL to provide for the election of Directors of the States Prisons, prescribing their powers and duties, providing for their compensation, repealing all acts and parts of acts conflicting herewith, and declaring an emergency. | Woody. | February 5 read first time, February 8 read a second time, referred to Committee on Rights and Privileges, February 11 bill considered engrossed and passed. |
| ✓ 334 | AN ACT making it a penal offence for any engineer, conductor or other person having control of any railroad freight train across any street or public highway, etc. | Darnall. | February 5 read first time, February 8 read second time, referred to Committee on Rights and Privileges, February 18 engrossed, March failed to pass. |
| ✓ 335 | A BILL for an act to repeal section 2 of an act to secure dues from private corporations, and to extend their immunities to all citizens who may organize in the same towns, etc. | Crane. | February 5 read first time, February 8 read second time, referred to Committee on Rights and Privileges, February 19 indefinitely postponed. |
| ✓ 336 | AN ACT to amend an act approved March 5, 1867, entitled "An act to amend section 45 of an act entitled "An act to provide for opening, vacating, and changing highways," etc. | Megenity. | February 5 read first time, February 8 read second time, referred to Committee on Rights and Privileges, February 11 tabled, March 3 engrossed, March 4 laid on the table. |
| ✓ 337 | AN ACT for the settling and protecting of shrubbery, the design of which is to make a fence by the owners of the land in this State. | Edwards. | February 5 read first time, February 8 read a second time, referred to Committee on County and Township Business, February 12 engrossed, February 23 passed. |
| ✓ 338 | AN ACT to amend section 4 of an act entitled "An act to establish a house for the maintenance of the sick and disabled Indiana soldiers and seamen and their orphans. | Reddick. | February 5 read first time, February 8 read second time referred to Committee on Judiciary, February 19 engrossed, February 23 passed. |
| ✓ 339 | AN ACT for the encouragement of manufacturing companies. | Leeper. | February 5 read first time, February 8 read second time, referred to Committee on Insurance, February 10 engrossed, February 12 passed. |
| ✓ 340 | AN ACT to amend section 14 of an act entitled "An act regulating foreign Insurance companies doing business in this State." | Anderson. | February 5 read first time, February 8 read second time, referred to Committee on Corporations, February 10 engrossed, February 12 passed. |
| ✓ 341 | AN ACT amendatory and supplemental to an act entitled "An act concerning the organization of voluntary associations," etc. | Waterman. | February 5 read first time, February 8 read second time, referred to Committee on Cities and Towns, February 25 laid on table. |
| ✓ 342 | AN ACT to amend sections 36 and 58 of an act entitled "An act granting to the citizens of the town of Evansville, in the county of Vanderburgh, a city charter," etc. | Pfafflin. | February 5 read first time, February 8 read second time, referred to Committee on Cities and Towns, February 27 engrossed, March 4 passed. |

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| 343 | AN ACT to amend section 3 of an act entitled "An act to authorize cities and towns to negotiate and sell bonds for certain purposes, viz., school houses," | Collius. | February 5 read first time, February 8 read second time, referred to Committee on Cities and Towns, February 19 engrossed, March 2 passed, March 6 returned from Senate. |
| 344 | AN ACT to amend section 25 of an act entitled "An act to provide for a general system of common schools," etc. | Committee on Education. | February 8 read first time, February 10 read second time, February 11 engrossed, February 19 passed. |
| 345 | AN ACT to amend sections 33, 37 and 45, and supplemental section 6, of an act entitled "An act to provide for a general system of common schools," etc., etc. | Committee on Education. | February 8 read first time and 100 copies ordered printed, February 13 read second time and engrossed. |
| 346 | AN ACT setting apart ten per cent. of fines, forfeitures, etc., arising under the provisions of the temperance law, for the purpose of building an asylum for habitual drunkards. | Marvin of Boone. | February 8 read first time, February 19 read second time, referred to Committee on Judiciary, February 19 laid on table. |
| 347 | AN ACT to amend section 53 of an act to repeal all general laws now in force for the incorporation of cities. | Looper. | February 8 read first time, February 10 laid on table. |
| 348 | AN ACT to amend an act to provide for the reimbursement to certain counties therein named, of certain illegal taxes, etc. | Bellows. | February 8 read first time, February 10 read second time, referred to Committee on County and Township Business, February 22 engrossed, March 3 passed. |
| 349 | AN ACT to amend section 1 of an act entitled "An act for the encouragement of agriculture," etc., etc. | Barney. | February 8 read first time, February 10 read second time, referred to Committee on Corporations, February 24 laid on table. |
| 350 | AN ACT to amend section 19 of an act entitled "An act to provide for the opening, vacating and changing of highways," etc., etc. | Wynn. | February 8 read first time, February 40 read second time, referred to Committee on Roads, February 15 engrossed, February 19 passed. |
| 351 | AN ACT to provide for the election of the Trustees for the Benevolent Institutions of the State, prescribing duties, etc. | Kennedy of Mariæb. | February 8 read first time, February 10 read second time, referred to Committee on Judiciary, February 19 laid on table. |
| 352 | AN ACT to prescribe the manner in which public carriers and their employees shall handle and carry the baggage of passengers, etc. | ----- | February 8 read first time, February 10 read second time, referred to Committee on Judiciary, February 19 laid on table. |
| 353 | AN ACT to provide for the care and custody of Statutes furnished members of the Legislature by the State, and providing the duties of certain officers in relation thereto, and declaring an emergency. | Barson. | February 8 read first time, February 10 read second time, referred to Committee on Rights and Privileges, February 22 engrossed, March 4 passed. |
| 354 | AN ACT to amend an act to regulate the running of large stock, etc. | Barson. | February 8 read first time, February 10 read second time, referred to Committee on Rights and Privileges, February 19 indefinitely postponed. |
| 355 | AN ACT to amend section 18 of an act entitled, "An act concerning the partition of lands." | Glasgow. | February 8 read first time, February 19 read second time, referred to Committee on Judiciary, February 19 engrossed, February 23 passed. |
| 356 | AN ACT to amend section 19 of an act entitled, "An act to provide for the opening, vacating and changing of highways." | Glasgow. | February 8 read first time, February 10 read second time, referred to Committee on Roads, February 13 laid on table. |
| 357 | AN ACT to amend sections 8 and 9 of the assessment law. | Glasgow. | February 8 read first time, February 10 read second time, referred to Committee on Ways and Means, February 13 laid on table. |
| 358 | AN ACT to amend paragraphs 4 and 8 of section 7 of the assessment law. | Miller of Vanderburgh. | February 8 read first time, February 10 read second time, referred to Committee on County and Township Business, February 20 laid on table. |
| 359 | AN ACT requiring license to operate steam boilers. | Miller of Vanderburgh. | February 8 read first time, February 10 read second time, referred to Committee on Judiciary, February 24 laid on the table. |

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| ✓ 360 | AN ACT regulating appeals from Justices of the Peace and Mayors of cities, etc. | Havens. | February 8 read first time, read second time, referred to Committee on the Judiciary. |
| ✓ 361 | AN ACT to amend section 10 of an act entitled "An act to provide for the erection of a new prison north of the National Road," etc. | Havens. | February 8 read first time, February 10, read second time, referred to Committee on Fees and Salaries, February 24 laid on the table. |
| ✓ 362 | AN ACT defining the duties of administrators and executors in making reports and settling estates, etc. | Havens. | February 8 read first time, February 10 read second time, referred to Committee on Judiciary, February 19 engrossed, March 2 passed. |
| ✓ 363 | AN ACT to amend the law providing a general system of common schools, etc. | Collins. | February 9 read first time, read second time, referred to Committee on County and Township Business, February 20 engrossed. |
| ✓ 364 | AN ACT supplemental to the act amending section 53 of the act to repeal all general laws now in force for the incorporation of cities, etc. | Loeper. | February 9 read first time, February 10 read second time, referred to Committee on Judiciary, February 19 engrossed, February 22 passed. |
| ✓ 365 | AN ACT authorizing County Commissioners in certain cases therein named to issue bonds. | Heller. | February 9 read first time, February 9 read second time, referred to Committee on Judiciary, February 10 engrossed, February 11 passed. |
| ✓ 366 | AN ACT to provide for the trial of causes in the Circuit and Superior Courts where the Judge may be incompetent to try the same. | Williams of Brown. | February 9 read first time, February 10 read second time, referred to Committee on Judiciary, reported back and laid on table. |
| ✓ 367 | AN ACT to legalize the acts, etc., of the town of Chesterton, Porter county, Indiana. | Crumpacker. | February 9 read first time, February 10 read second time, referred to Committee on Corporations, February 19 passed. |
| ✓ 368 | AN ACT providing for the incorporation of State, district and county horticultural associations, etc. | Committee—Substitute Bill. | February 10 read first time, February 13 read second time, February 15 engrossed, February 23 passed, March 6 returned from Senate. |
| ✓ 369 | AN ACT providing that the penalty fixed on bonds of guardians shall be a lien on the real estate of said guardian. | Martin of Wells. | February 10 read first time, February 13 read second time, referred to Committee on Judiciary, February 24 laid on table. |
| ✓ 370 | AN ACT to repeal section two of the act defining misdemeanors, etc. | Heller. | February 10 read first time, February 13 read second time, referred to Committee on Judiciary, February 19 laid on table. |
| ✓ 371 | AN ACT to repeal section 132 of the assessment law. | Williams of Brown. | February 10 read first time, February 13 read second time, referred to Committee on County and Township Business, February 26 failed to pass. |
| ✓ 372 | AN ACT to amend section 9 of the general school law, etc. | Johnson of Carroll. | February 10 read first time, February 13 read second time, referred to Committee on Education, February 19 laid on table. |

February 10 read first time, February 13 read second time, referred to Committee on Roads, February 26 failed to pass.
 February 10 read first time, February 13 read second time, referred to Committee on County and Township Business, February 20 engrossed, March 3 failed to pass.
 February 10 read first time, February 13 read second time, referred to Committee on Rights and Privileges, February 25 engrossed.
 February 10 read first time, February 13 read second time, referred to Committee on Rights and Privileges.
 February 10 read first time, February 13 read second time, referred to Committee on County and Township Business, February 20 laid on table.
 February 10 read first time, February 13 read second time, referred to Committee on Judiciary, February 20 engrossed, March 2 failed to pass.
 February 10 read first time, February 13 read second time, referred to Committee on Rights and Privileges, February 19 ordered engrossed.
 February 10 read first time, February 13 read second time, referred to Committee on County and Township Business, February 20 laid on table.
 February 10 read first time, February 13 read second time, referred to Committee on Cities and Towns, March 2 indefinitely postponed.
 February 10 read first time, February 13 read second time, referred to Committee on Rights and Privileges, February 19 indefinitely postponed.
 February 10 read first time, February 13 read second time, referred to Committee on Roads, February 16 laid on table.
 February 10 read first time, February 13 read second time, referred to Committee on Rights and Privileges, February 17 laid on the table.
 February 10 read first time, February 13 read second time, referred to Committee on Fees and Salaries, March 4 engrossed.
 February 10 read first time, February 13 read second time, referred to Committee on Judiciary.
 February 10 read first time, February 13 read second time, referred to Committee on Judiciary, February 25 laid on the table.
 February 11 read first time February 13, read second time, February 25 passed.

Bellows.
 Darnall.
 Darnall.
 Darnall.
 Clark.
 Woody.
 Reno.
 Miller of Parker.
 Fortner.
 Glasgow.
 Michael.
 Taylor.
 Taylor of Tipton.
 Barry.

- ✓ 373 AN ACT supplemental and amendatory to the assessment law for roads, etc.
- ✓ 374 AN ACT to provide the manner of making settlements between Auditors and Treasurers, etc.
- ✓ 375 AN ACT to amend section 2 of the law for the election, etc., of justices of the peace, etc., etc.
- ✓ 376 AN ACT to amend section 3 of the act prescribing the duties of justices of the peace.
- ✓ 377 AN ACT to amend the 135th section of the assessment law.
- ✓ 378 AN ACT to amend section 2 of the acts defining felonies.
- ✓ 379 AN ACT to punish frauds in weighing live stock, hay, coal, etc., etc., and declaring an emergency.
- ✓ 389 AN ACT in relation to County Surveyors.
- ✓ 381 A BILL to amend section 3 of the act authorizing cities to sell bonds.
- ✓ 382 A BILL of registry of births, marriages and deaths.
- ✓ 383 A BILL to amend the sixth section of the law relating to Supervisors of highways, etc.
- ✓ 384 AN ACT amendatory to the fish law of 1871.
- ✓ 385 AN ACT fixing and regulating the salaries of Auditor, Treasurer and Secretary of State.
- ✓ 386 AN ACT to amend the eighty-second section of the Practice Act.
- ✓ 387 AN ACT to amend section 315 of the Practice Act.
- ✓ 388 AN ACT authorizing the State Superintendent of Public Instruction to purchase libraries for the Township of Clark in Perry county, and for the Township of Wood in Clark county, and the Township of Penn in St. Joseph county, and making provision for the payment thereof.

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| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 389 | AN ACT increasing the capacity of the Indiana Hospital for the Insane by additional buildings, etc. | Marvin of Boone. | February 13 read first time, February 15 read second time, February 19 read third time, made special order, laid on the table, February 25 reconsidered and bill recommitted with special instruction, February 25 on passage lost, February 26 taken up and passed, March 5 returned with amendments, March 6 House refused to concur, returned to Senate and passed 6th March. |
| 390 | AN ACT amending section 10 of the Insurance law. | Williams of Brown. | February 13 read first time, February 15, read second time, March 3 laid on the table. |
| 391 | AN ACT to amend section 211 of the Practice Act. | Bence. | February 13 read first time, February 18, read second time, referred to Committee on Judiciary, laid on table. |
| 392 | AN ACT relating to common schools, etc. | Gossman. | February 19 read first time, February 15 read second time, referred to Committee on County and Township Business, February 19 engrossed, March 1 passed. |
| 393 | AN ACT to amend section 1 and 2 of the law of 1873 in regard to billiard tables, and the allowing of minors to play thereon. | Gossman. | February 13 read first time, February 15 read second time, referred to Committee on Judiciary, February 24 laid on table. |
| 394 | AN ACT making property of married women liable for debts contracted by them. | Johnson of Carroll. | February 13 read first time, February 15 read second time, referred to Committee on Judiciary, February 19 laid on table. |
| 395 | AN ACT in relation to creditors attaching deposits, chattels, etc., in satisfaction of judgments. | Johnston of Dearborn. | February 13 read first time, February 15 read second time, referred to Committee on Judiciary, February 19 laid on table. |
| 396 | AN ACT prohibiting trustees of incorporated towns from entering into certain contracts, etc. | Waterman. | February 13 read first time, February 15 read second time, referred to Committee on Cities and Towns, February 19 laid on table. |
| 397 | AN ACT to amend the law regarding felonies, etc. | Clarke. | February 13 read first time, February 15 read second time, referred to Committee on Judiciary. |
| 398 | AN ACT to repeal the law making appropriation to the State University at Bloomington. | McCorð. | February 13 read first time, February 15 read second time, referred to Committee on Education, February 23 indefinitely postponed. |
| 399 | AN ACT supplemental to the law of 1873 regarding Agricultural Fairs. | Ragan. | February 13 read first time, February 15 read second time, referred to Committee on Agriculture, March 4 engrossed and failed to pass. |
| 400 | AN ACT legalizing certain elections, etc., of the town of Knights town. | Forkner. | February 13 read first time, February 15 read second time, referred to Committee on Cities and Towns, March 4 passed. |
| 401 | A BILL to prevent political or municipal corporations from creating indebtedness greater than five per cent. of the value of the taxable property of such corporation. | Darnell. | February 13 read first time, February 15 read second time, referred to Committee on Corporations, March 4 passed. |

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| ✓ 402 | AN ACT to enable the wives of insane husbands to convey real estate of their own. | Taylor of Tipton. | February 13 read first time, February 15 read second time, referred to Committee on Judiciary, February 24 engrossed, February 26 failed to pass, March 2 passed. |
| ✓ 403 | AN ACT legalizing the Incorporation acts, etc., of the town of Tipton. | Taylor of Tipton. | February 13 read first time, February 15 read second time, referred to Committee on Cities and Towns, February 22 engrossed, February 23 passed, March 5 returned from Senate. |
| ✓ 404 | AN ACT to amend sections 12 and 13 of the assessment law. | Miller of Parko. | February 13 read first time, February 15 read second time, referred to Committee on Ways and Means, February 27 laid on table. |
| ✓ 405 | A BILL in relation to streets. | Kennedy of Marion. | February 13 read first time, February 15 read second time, referred to Committee on Cities and Towns, March 4 failed to pass. |
| ✓ 406 | AN ACT to amend the 13th section of the law regarding manufacturing and mining companies, etc. | Kelghtly. | February 13 read first time, February 15 read second time, referred to Committee on Corporations, February 25 reported back. |
| ✓ 407 | AN ACT to legalize the official acts of the Trustee of the town of Spencer, Owen county, etc. | Reno. | February 13 read first time, February 15 read second time, rules suspended and bill passed. |
| ✓ 408 | AN ACT relating to abandoning and re-locating roads. | Walz. | February 13 read first time, February 15 read second time, referred to Committee on Roads, February 16 indefinitely postponed. |
| ✓ 409 | AN ACT to amend the 17th section of the law of 1869 in relation to Savings banks. | Pfafflin. | February 13 read first time, February 15 read second time, referred to Committee on Banks, February 20 engrossed, March 2 passed, March 6 returned from Senate. |
| ✓ 410 | A BILL legalizing the acts of the Boards of Trustees of Incorporated towns in certain cases. | Harris of Wayne. | February 13 read first time, February 15 read second time, referred to Committee on Corporations, February 19 passed, March 5 returned from Senate, amendments concurred in. |
| ✓ 411 | AN ACT to provide for the satisfaction of judgments in the Circuit Courts. | Henderson. | February 13 read first time, February 15 read second time, referred to Committee on Judiciary, February 23 engrossed, March 4 passed. |
| ✓ 412 | AN ACT amendatory of the railroad law, approved December 17, 1872. | Jackson. | February 13 read first time, February 15 read second time, referred to Committee on Judiciary. |
| ✓ 413 | AN ACT to amend section 27 of the law of '67 relating to incorporated cities. | Havens. | February 13 read first time, February 15 read second time, referred to Committee on Judiciary, February 18 laid on table. |
| ✓ 414 | AN ACT to provide for the collection of money due laborers from employers. | Hopkins. | February 16 read first time, February 20 read second time, referred to Committee on Rights and Privileges, February 25 engrossed, February 26 passed. |
| ✓ 415 | AN ACT to amend the second and third sections of the law relating to the organization of the General Assembly. Became a law by lapse of time December 27, 1872. | Special Committee. | February 16 read first time, February 20 read second time, February 22 engrossed, February 23 passed. |
| ✓ 416 | A BILL for the incorporation of mercantile companies. | McFadden. | February 16 read first time, February 20 read second time, referred to Committee on Corporations, February 25 reported back. |
| ✓ 417 | AN ACT to exempt benefits and interest of wives, children and dependents of Masons, Odd Fellows, and other charitable societies from the claim of creditors and exempting certain policies of life insurance from the claims of creditors. | Thompson of Henry. | February 16 read first time, February 20 second time February 23 engrossed, February 27 passed. |

| No. | TITLE | BY WHOM INTRODUCED. | ACTION THEREON. |
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| 418 | AN ACT to amend section 5 of an act relating to the Reporter of the Supreme Court. | Martin of Wells. | February 18 read first time, February 22 read a second time, March 4 passed. |
| 419 | AN ACT prescribing some of the duties of County Treasurers, Auditors, and County Commissioners, providing for semi-annual settlement of County Treasurers, and fixing penalties for violations thereof. | Williams of Brown. | February 18 read first time, February 22 second time, referred to Committee on County and Towns for Business, February 23 engrossed, February 27 passed. |
| 420 | AN ACT to amend section one of the law fixing the salaries of the State officers. | Williams of Brown. | February 18 read first time, February 22 second time, referred to Committee on Fees and Salaries. |
| 421 | AN ACT to repeal section 4 of the act of 1873 in relation to the State Normal School. | Williams of Brown. | February 18 read first time, February 22 second time, referred to Committee on Education, February 25 laid on the table. |
| 422 | AN ACT concerning domestic animals running at large, etc. | Marvin of Boone. | February 18 read first time, February 22 read second time, referred to Committee on Agriculture, March 4 failed to pass. |
| 423 | AN ACT amending the law of 1869 and 1865 in relation to supervisors. | Williams of Brown. | February 18 read first time, February 22 read second time, referred to Committee on Roads, February 24 laid on table. |
| 424 | AN ACT relative to the charges on freight carried by railroads, etc. | Barson. | February 18 read first time, February 22 read second time, referred to Committee on Rights and Privileges. |
| 425 | AN ACT to amend section 9 of the Fee and Salary law of 1873. | Bence. | February 18 read first time, February 22 read second time, referred to Committee on Fees and Salaries, February 24 laid on table. |
| 426 | AN ACT providing for the publication of certain statements of receipts and expenditures, and matters connected therewith, etc. | Waterman. | February 18 read first time, February 22 read second time, referred to Committee on Printing, February 26 and March 2 failed to pass on both days. |
| 427 | AN ACT to legalize the incorporation of the town of Mount Carmel, Franklin county, etc. | Martin of Franklin. | February 18 read first time, February 22 read second time, referred to Committee on Cities and Towns, March 4 indefinitely postponed. |
| 428 | AN ACT to amend section 7 of the law making assessments on land for road purposes, etc. | Martin of Franklin. | February 18 read first time, February 22 read second time, referred to Committee on Roads, February 24 engrossed. |
| 429 | AN ACT to amend section 1 of the law of 1867 in regard to Justices of Peace, etc. | Ramsey. | February 18 read first time, February 22 read second time, referred to Committee on County and Township Business. |
| 430 | AN ACT to amend section 4 of the act of 1859 in relation to Supervisors of highways, etc. | Ramsey. | February 18 read first time, February 22 read second time, referred to Committee on County and Township Business. |
| 431 | AN ACT to legalize the assessment and collection of taxes in the town of Danville, Hendricks county, for the year 1874. | Morgan. | February 18 read first time, February 22 read second time, referred to Committee on Corporations, March 1 passed. |

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| ✓ 432 | A BILL to amend sections 6 and 7 of the road law of 1852. | Forkner. | February 18 read first time, February 22 read second time, referred to Committee on Roads. |
| ✓ 433 | AN ACT regulating the manufacture and sale of illuminating gas, etc. | Hopkins. | February 18 read first time, February 22 read second time, referred to Committee on Rights and Privileges, February 24 engrossed, February 2 passed. |
| ✓ 434 | AN ACT providing for and regulating the employment of apprentices, etc. | Hopkins. | February 18 read first time, February 22 read second time, referred to Committee on Judiciary, February 24 laid on the table. |
| ✓ 435 | AN ACT providing for the removal of county, township, city and town officers for corruption, incapacity, or failure to perform their official duties. | Kennedy of Montgomery. | February 18 read first time, February 22 read second time, referred to Committee on —, February 23 engrossed, March 4 passed. |
| ✓ 436 | AN ACT providing for the payment of unclaimed fees, in the hands of officers, into the State Treasury, etc., etc. | Kennedy of Montgomery. | February 18 read first time, February 22 read second time, referred to Committee on Judiciary, February 27 reported back. |
| ✓ 437 | AN ACT to amend section 23 of the law of 1852, concerning partition of lands, and adding supplemental sections thereto. | Kennedy of Montgomery. | February 18 read first time, February 22 read second time, referred to Committee on Judiciary, March 4 passed. |
| ✓ 438 | AN ACT providing for the improvement and repair of highways. | Kennedy of Montgomery. | February 18 read first time, February 22 read second time, referred to Committee on Roads, February 24 laid on table. |
| ✓ 439 | AN ACT providing for a system of working and keeping in repair roads, etc., abolishing the office of supervisor, and creating a new office, by which one man has charge of each township, etc., etc. | Ames. | February 18 read first time, February 22 read second time, referred to Committee on Roads, February 24 laid on table. |
| ✓ 440 | AN ACT to legalize the official acts of the boards of trustees of the town of Bainbridge, Putnam county etc., etc. | Edwards. | February 18 read first time, February 22 read second time, referred to Committee on Corporations, March 4 laid on table. |
| ✓ 441 | AN ACT amending the law of 1855 in regard to voluntary associations, etc. | Patterson. | February 18 read first time, February 22 read second time, referred to Committee on Corporations, February 25 laid on table. |
| ✓ 442 | A BILL to authorize the Board of County Commissioners to sell and convey vacated public squares. | Glasgow. | February 18 read first time, February 22 read second time, referred to Committee on Roads, laid on table. |
| ✓ 443 | AN ACT to authorize the United States to procure by purchase or condemnation lands within the State, in certain cases, and ceding jurisdiction over the same. | Pfafflin. | February 18 read first time, February 22 read second time, referred to Committee on Federal Relations, March 3 engrossed, March 4 passed. |
| ✓ 444 | AN ACT to provide for the appointment of Justices of the Peace in cases of vacancy. | —, —, —. | February 18 read first time, February 22 read second time, referred to Committee on Judiciary, March 4 passed. |
| ✓ 445 | AN ACT for the protection of passengers on railroads. | Miller of Vanderburgh. | February 18 read first time, February 22 read second time and ordered engrossed, March 4 failed to pass, March 5 passed. |
| ✓ 446 | AN ACT to provide that all unclaimed county orders shall be paid into the county library fund. | Miller of Vanderburgh. | February 18 read first time, February 22 read second time, referred to Committee on County and Township Business, February 24 engrossed, March 4 passed. |
| ✓ 447 | AN ACT providing for free libraries in incorporated towns and civil townships. | Gilbert. | February 18 read first time, February 22 read second time, referred to Committee on Education, February 25 laid on table. |
| ✓ 448 | AN ACT to amend the 447th section of the practice act. | Ratliff. | February 18 read first time, February 22 read second time, referred to Committee on Judiciary, March 4 passed. |

| No. | TITLE. | By Whom Introduced. | ACTION THEREON. |
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| ✓ 449 | AN ACT authorizing Trustees of incorporated towns to sell vacant lots and commons in certain cases. | Collins. | February 18 read first time, February 22 read second time, referred to Committee on Corporations, February 25 reported back. |
| ✓ 450 | AN ACT to amend section 9 of the law relating to electing, etc., Justices of the Peace. | Johnson of Carroll. | February 18 read first time, February 22 read second time, referred to Committee on Judiciary, February 27 laid on table. |
| ✓ 451 | AN ACT declaring it unlawful to get on or off cars while in motion. | Committee on Railroads. | February 18 read first time, February 22 read second time, referred to Committee on Judiciary. |
| ✓ 452 | AN ACT to amend section 1 of the act allowing the Governor, Auditor and Treasurer of State to make a temporary loan. | Caldwell. | February 18 read first time, February 22 read second time, referred to Committee on Ways and Means, February 23 minority report laid on table and bill engrossed, February 23 passed. |
| ✓ 453 | AN ACT regulating the fees of officers; and providing penalties for violation, etc. | Committee on Fees and Salaries. | February 19 read first time, laid on table and two hundred copies ordered printed, March 1 read first, second and third times and passed, March 6 returned from Senate. |
| ✓ 454 | AN ACT supplemental to the law providing for the election, compensation, duties, etc., of the Attorney General. | Ramsey. | February 19 read first time, February 22 read second time and engrossed, March 4 passed. |
| ✓ 456 | AN ACT for the further protection of minors. | Shugart. | February 20 read first time, February 23 read second time, referred to Committee on Rights and Privileges, February 27 engrossed, March 3 passed. |
| ✓ 457 | AN ACT for the relief of Joshua D. McQueen and others, his sureties, etc. | Williams of Brown. | February 22 read first time, February 24 read second time, referred to Committee on County and Township Business, March 4 laid on table. |
| ✓ 458 | AN ACT to repeal the law making appropriations to the State University at Bloomington, Monroe county. | Johnston of Dearborn. | February 22 read first time, February 24 read second time, referred to Committee on Ways and Means, March 3 laid on table. |
| ✓ 459 | AN ACT to prevent sheriffs or constables from payment of costs and damages in cases where they levy on property, the title of which is doubtful or in dispute. | Smith. | February 22 read first time, February 24 read second time, February 25 engrossed, March 4 passed. |
| ✓ 460 | AN ACT to amend the first section of the law incorporating the Widows' and Orphans' Home of Indianapolis. | Turple. | February 22 read first and second time, February 23 engrossed, February 24 passed. |
| ✓ 461 | AN ACT to amend section 18 of the law regulating decents, etc. | Keightley. | February 22 read first time, February 24 read second time, referred to Committee on Judiciary, February 27 laid on table. |
| ✓ 462 | AN ACT concerning railroads, control, charges for transportation, providing for the appointment of a commissioner, etc. | Willett. | February 22 read first time, February 24 read second time, referred to Committee on Rights and Privileges. |
| ✓ 463 | AN ACT repealing the law making assessments on property for road purposes. | Charters. | February 22 read first time, February 24 read second time, referred to Committee on Roads, March engrossed, March 4 passed. |

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| ✓ 464 | AN ACT to amend sections 4, 11, 42 and 49 of the law dividing the State into Judicial Districts, etc. | Megentry. | February 22 read first time, February 24 read second time, referred to Committee on Judiciary, February 27 referred to Committee on Organization of Courts, March 8 reported back. |
| ✓ 465 | AN ACT to amend section 3 of the act regulating Foreign Insurance Companies doing business in this State, etc. | Burson. | February 22 read first time, March 6 passed House and Senate. |
| ✓ 466 | AN ACT to repeal the law regulating the sale of Intoxicating liquors, | McMichael. | February 23 read first time, February 24 read second time, referred to Committee on Temperance, March 7 tabled. |
| ✓ 467 | AN ACT to amend section 4 of the law to discourage the keeping of sheep killing dogs, etc. | Leeper. | February 22 read first time, February 24 read second time, referred to Committee on Agriculture, February 27 tabled. |
| ✓ 468 | AN ACT to abolish the criminal court of Tippecanoe county, etc. | Shortridge. | February 22 read first and second time and ordered engrossed. |
| ✓ 469 | AN ACT to amend the act relating to the organization of the two Houses of the General Assembly, etc. | Havens. | February 22 read first time, February 24 read second time, referred to Committee on Judiciary, February 27 laid on table. |
| ✓ 470 | AN ACT to amend the whisky law, etc. | Lanham. | February 22 read first time, March 7 tabled. |
| ✓ 471 | AN ACT providing for the purchase of additional lands for the use of the House of Refuge. | Waterman. | February 22 read first time, February 24 read second time, referred to Committee on Ways and Means, February 27 laid on table. |
| ✓ 472 | AN ACT to raise money to build a State House, etc. | Reno. | February 22 read first time, February 24 read second time, referred to Committee on Judiciary, same day tabled. |
| ✓ 473 | AN ACT to amend section 17 of the act regulating decedent's etc, | Morgan. | February 23 read first time, February 27 ordered engrossed. |
| ✓ 474 | AN ACT to amend section 19 of the law defining felonies, etc. | Kennedy of Montgomery. | February 23 read first time, February 24 read second time and ordered engrossed. |
| ✓ 475 | AN ACT to amend sections one and two and to repeal section three of the assessment law. | Williams of Brown. | February 23 read first time, February 24 read second time, referred to Committee on County and Township Business, February 27 engrossed, March 4 failed to pass. |
| ✓ 476 | AN ACT authorizing the Governor to convey sites to the United States for light house purposes in certain cases. | Havens. | February 24 read first time, February 24 read second time and engrossed. |
| ✓ 477 | AN ACT for the relief of Michael S. Mallott, Valentine Ault, Marion Fox, Peter Mallott, and David Vauest, etc., etc. | Williams of Brown. | February 24 read first time, February 27 indefinitely postponed. |
| ✓ 478 | AN ACT to incorporate live stock insurance companies, and defining their duties. | Williams of Brown. | February 24 read first time, February 26 read second time, referred to Committee on Corporation, March 6 reported back. |
| ✓ 479 | AN ACT to legalize the acts of boards of trustees and other officers of incorporated towns, in cases where the inspectors of election have failed to make the return of the election of such officers within the time prescribed by law. | Waterman. | February 24 read first time, February 26 read second time, referred to Committee on Cities and Towns, February 27 engrossed, March 2 passed, March 12 returned from Senate amended, amendments concurred in. |
| ✓ 480 | AN ACT to alter and amend the charter of Clarksville, etc., etc. | Davis. | February 24 read first time, February 26 read second time, referred to Committee on Corporations, March 6 reported back. |
| ✓ 481 | AN ACT in relation to County Auditors reports of school revenues, etc. | Woody. | February 24 read first time, February 26 rule suspended, read second and third time and passed. |
| ✓ 482 | AN ACT to establish Surrogate Courts, etc. | Woody. | February 24 read first time, February 26 read second time, referred to Committee on Organization of Courts, March 3 indefinitely postponed. |

| No. | TITLE. | By Whom Introduced. | ACTION THEREON. |
|-------|--|------------------------|--|
| ✓ 483 | AN ACT to amend sections 4, 10, 11, 42, 48, 49 of the act of 1873 dividing the State into Judicial Districts. | Davison. | February 24 read first time, February 26 read second time, referred to Committee on Organization of Courts, March 8 reported back. |
| ✓ 484 | AN ACT to legalize the subscription of forty-five thousand dollars by the city of Vincennes, Indiana, to the capital stock of the Vincennes Drawbridge Company, etc. | Crane. | February 24 read first time, February 26 read second time and third and passed. |
| ✓ 485 | AN ACT authorizing the appointment of short-hand reporters in certain courts of record in this State, etc. | Keightley. | February 24 read first time, February 26 read second time, referred to Committee on Judiciary, March 2 passed. |
| ✓ 486 | AN ACT in regard to an increase of replevin bail on judgments before Justices of the Peace. | McMichael. | February 24 read first time, February 26 read second time, engrossed, March 4 passed. |
| ✓ 487 | AN ACT to amend section 43 of the school law of 1865 and 1873 and to repeal sections 6, 7 and 9. | Reddick. | February 24 read first time, February 26 read second time, referred to Committee on County and Township Business, March 5 laid on table. |
| 488 | AN ACT to punish intemperance with labor contracts. | Nash. | February 24 read first time. |
| ✓ 489 | AN ACT making general appropriations for the years 1875 and 1876. | Caldwell. | February 25 read first time, rule suspended, read second time and made special order, March 2 taken up and passed. |
| ✓ 490 | AN ACT to prevent the trustees of any of the institutions therein named from contracting indebtedness outside of or greater than the laws provide. | Bence. | February 25 read first time, February 26 read second time, rule suspended and read third time and passed. |
| ✓ 491 | A BILL to legalize the acts of the Boards of Trustees of North Vernon, Jennings county. | Wynn. | February 25 read first time, February 26 read second time, February 27 engrossed, March 1 passed, March 12 referred from Senate. |
| ✓ 492 | AN ACT to raise revenue for State and school purpose and an additional Hospital for the Insane for the years 1875 and 1876. | Caldwell. | February 26 read first time, rule suspended, read second time and made special order, March 2 passed. |
| ✓ 493 | AN ACT to secure the better treatment of inmates of county Poor Houses. | Kennedy of Montgomery. | February 27 read first time, rule suspended, read second and third time and passed. |
| ✓ 494 | AN ACT to legalize the incorporation of the town of Huntington as a city, etc. | Shaffer. | March 2 read first time, March 3 read second time, March 4 passed. |
| ✓ 495 | AN ACT regulating the number and manner of electing Directors for the Northern and Southern State Prisons, etc. | Davis. | March 4 read first time, rule suspended, read second and third time and passed. |
| ✓ 496 | AN ACT making specific appropriations for the year 1875. | Caldwell. | March 4 read first time, March 5 read second time, rule suspended, amended, and read third time and passed. |

S.15 = See pages: 985-1008-1029-1014

JOINT RESOLUTIONS.

| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
|-----|---|---------------------|--|
| 1 | JOINT RESOLUTION of Senate and House on subject of military usurpation in Louisiana. | Havens. | January 8 read first time, January 11 second time and engrossed, January 13 passed. |
| 2 | JOINT RESOLUTION of the House and Senate on salaries. | Morgan. | January 11 read time, January 13 read second time, referred to Committee on Fees and Salaries. |
| 3 | JOINT RESOLUTION expressing regret for the death of Milton B. Hopkins. | Lanham. | January 14 read first time, January 15 read second time, engrossed, January 18 passed, February 5 returned from Senate. |
| 4 | JOINT RESOLUTION of the Senate and House requesting our Representatives and instructing our Senators in Congress to pass a law equalizing bounties. | Romine. | January 14 read first time, January 15 read second time, referred to Committee on Federal Relations, reported back and passed. |
| 5 | JOINT RESOLUTION agreeing to and adopting amendments to the Constitution of the State by the last General Assembly | Woody. | Indefinitely postponed. |
| 6 | JOINT RESOLUTION instructing our Senators and Representatives in Congress to use all proper means to secure an appropriation for the improvement of the Ohio River. | Pfafflin. | Passed January 28. |
| 7 | JOINT RESOLUTION instructing our Senators and Representatives in Congress to pass a law in accordance with embodied resolution on the subject of Finance. | Reno. | Committee recommended passage. |
| 8 | JOINT RESOLUTION instructing our Senators and Representatives in Congress to secure an amendment to the pension law. | Shaffer. | Passed February 19. |
| 9 | JOINT RESOLUTION on the subject of plat-glass. | Davis. | Passed February 18. |
| 10 | JOINT RESOLUTION in regard to granting subsidies to the Texas Pacific Railway. | Martin of Wells. | Died in hands of Committee on Federal Relation. |
| 11 | JOINT RESOLUTION discharging W. W. Curry from service of the State in connection with new State House. | McMichael. | Read first time March 1. |
| 12 | JOINT RESOLUTION regarding claims of the State now before Congress, etc. | Keightly. | March 5 read first and second times. |
| 13 | JOINT RESOLUTION authorizing the Attorney General to bring suit for money in connection with the State Prisons South and North. | Heller. | March 8 read first time. |

SPECIAL SESSION.

Statement of Bills Introduced and Taken Up, with Action had Thereon.

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| No. | TITLE. | BY WHOM INTRODUCED. | ACTION THEREON. |
|-----|---|---|---|
| 1 | AN ACT to amend section 3 of the law governing foreign insurance companies doing business in this State. | Committee on Conference on Fees and salaries. | March 11 read first time, rule suspended, read second and third time and passed |
| 55 | AN ACT to amend sections 22 and 57 of the law for the incorporation of towns, etc. | Barney. | See action had on bill during regular session, same in special |
| 31 | AN ACT creating the 39th Judicial Circuit, etc. | Pate. | Regular session bill, failed to pass. |
| 84 | AN ACT to amend sections 13 and 374 of the Practice Act. | Havens. | Regular session bill, failed to pass. |
| 106 | AN ACT to amend section 5 of the law governing decedent's estates, etc. | McMichael. | Regular session bill, failed to pass. |
| 307 | AN ACT authorizing the appointment of a person to index and arrange certain lands, etc. | Darnall. | Regular session bill, failed to pass. |
| 330 | AN ACT to amend section 16 of the law in regard to Supervisors of Highways, etc. | Taylor of Tipton. | Regular session bill, failed to pass. |
| 375 | AN ACT to amend section 10 of the law regarding Justices of the Peace, etc. | Keightley. | Regular session bill, failed to pass. |
| 385 | AN ACT in regard to the salary of the Auditor, Treasurer and Secretary of State. | Martin of Franklin. | Regular session bill, failed to pass. |
| 406 | AN ACT to amend section 13 of the law for the incorporation of manufacturing and mining companies, etc. | Ramsey. | Regular session bill failed to pass. |
| 428 | AN ACT to amend section 7 of the assessment law for road purposes. | Kennedy of Montgomery. | Regular session bill failed to pass. |
| 429 | AN ACT to amend section 1 of the law of 1867 regarding Justices of the Peace. | Collins. | Regular session bill failed to pass. |
| 436 | AN ACT to provide for the payment of unclaimed fees, in the hands of officers, into the State treasury. | Ken'edy of Montgomery. | Regular session bill failed to pass. |
| 449 | AN ACT authorizing the trustees of incorporated towns to sell and convey vacant lots and commons in certain cases. | Havens. | Regular session bill failed to pass. |
| 474 | AN ACT to amend section 19 of the act defining felonies, etc | Conference Committee. | Regular session bill failed to pass. |
| 476 | AN ACT authorizing the Governor to convey sites to the United States for light-houses | | Regular session bill failed to pass. |
| 497 | AN ACT to raise revenue for State purposes for the years 1875 and 1876 and for the payment of the interest on the School Bonds and for the construction of an additional Asylum for the Insane. | | Regular session bill failed to pass. |

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